

# EXECUTIVE OFFICE FOR IMMIGRATION REVIEW ADJUDICATION STATISTICS

## Credible Fear and Asylum Process: Fiscal Year (FY) 2019

Out of 100 aliens who were to claim a credible fear...<sup>1</sup>

### CREDIBLE FEAR INTERVIEW

United States Citizenship and Immigration Services (USCIS) would refer 78 credible fear claimants to EOIR

(78% of claims referred to EOIR)<sup>2</sup>

### REMOVAL PROCEEDINGS

EOIR would receive and complete 81 I-862 cases<sup>5</sup> originating from credible fear claims

### ASYLUM APPLICATION

Only 47 credible fear claimants would file for asylum

(Of completed I-862 cases originating from a credible fear claim made to USCIS, 58 percent of aliens filed for asylum)

### ASYLUM DECISION

IJs would grant asylum to only 12 credible fear claimants and would not grant asylum to 35 credible fear claimants

(Of completed I-862 cases originating from a credible fear claim made to USCIS, IJs grant asylum 15 percent of the time)

### OPTION FOR EOIR TO REVIEW A NEGATIVE FEAR FINDING

6 cases are closed<sup>3</sup>

3 credible fear claimants would not request review by an immigration judge (IJ)

Alien Is Removed

13 credible fear claimants would request review by an IJ

### CREDIBLE FEAR REVIEW (CFR)<sup>4</sup>

IJs would find credible fear for 3 credible fear claimant

(IJs find credible fear in 26% of CFRs)

... only 12 out of 100 would be granted asylum.



EOIR Data Generated: October 23, 2019

<sup>1</sup> Percentages used in assessing this population may change as more cases are completed over time and because some cases may be reopened.

<sup>2</sup> Based on USCIS data (generated October 15, 2019). Includes claims referred to EOIR in which USCIS did not make a credible fear finding because it could not obtain an interpreter.

<sup>3</sup> Closed cases include those in which a claim is dissolved or

withdrawn or an alien is found to be ineligible for the credible fear process.

<sup>4</sup> If USCIS finds that an alien has not established a credible fear, the alien may request review of that finding by an IJ. If the IJ finds that an alien has established a credible fear, then the alien (unless the alien is a stowaway) is placed in removal proceedings.

<sup>5</sup> Includes completed removal, exclusion, and deportation case types.