

National Visa Center

Case Number Barcode Cover Sheet

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Visit <https://nvc.state.gov/mail> for the address to mail your documents to us.

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E2

RDJ2024720009



April 17, 2026

DOS Visa

P.O Box 65446

Potomac Falls, VA 20165

RE: Response to Request for Evidence Regarding Australian Police Certificate

Petitioner: Flávio Augusto Tirich

Beneficiary: Aline de Lucca Tirich, Catarina Soler Tirich, Fernando de Lucca Tirich, Augusto de Lucca Tirich

Type of Petition: I-140, Immigrant Petition for Alien Workers (EB-2 National Interest Waiver)

NVC Case Number: RDJ2024720009

Dear Sir or Madam:

On January 2, 2026, the case received the Letter of Instruction, Appointment, and Visa Application Online Submission (LIVAOS), along with the Document Cover Sheet. Shortly after receipt, we encountered technical difficulties with the fee payment system, which were resolved after submitting an inquiry through the appropriate form. Following that resolution, we began the process of collecting the required civil documents for both the principal applicant and the beneficiary.

Relevant to this submission, the principal applicant, Flávio, and his spouse, Aline, resided in Australia for a period of several years. As a result, it was necessary to obtain Australian police clearance certificates, given that the Department of State requires police certificates from every country in which an applicant has resided after the age of sixteen for a cumulative period of more than six months, as outlined in the instructions provided on the Travel.State.Gov website¹.

¹ <https://travel.state.gov/content/travel/en/us-visas/immigrate/the-immigrant-visa-process/step-5-collect-financial-evidence-and-other-supporting-documents/step-7-collect-civil-documents.html>

Police Certificates

If you are 16 years of age or older, you must obtain a photocopy of a police certificate from all countries you have lived in using below criteria:

If you ...	AND you...	THEN submit a police certificate from...
Are 16 years old or older	Lived in your country of nationality for more than 6 months at any time in your life	Your country of nationality
Are 16 years old or older	Have lived in your country of current residence (if different from nationality) for more than 6 months	Your country of current residence
Have ever lived in another country for 12 months or more	Were 16 years or older at the time you lived there	The country where you used to live.
Were arrested for any reason, regardless of how long you lived in that city or country, and no matter what age you were		The city and/or country where you were arrested.

Note: Present and former residents of the United States do NOT need to submit any U.S. police certificates.

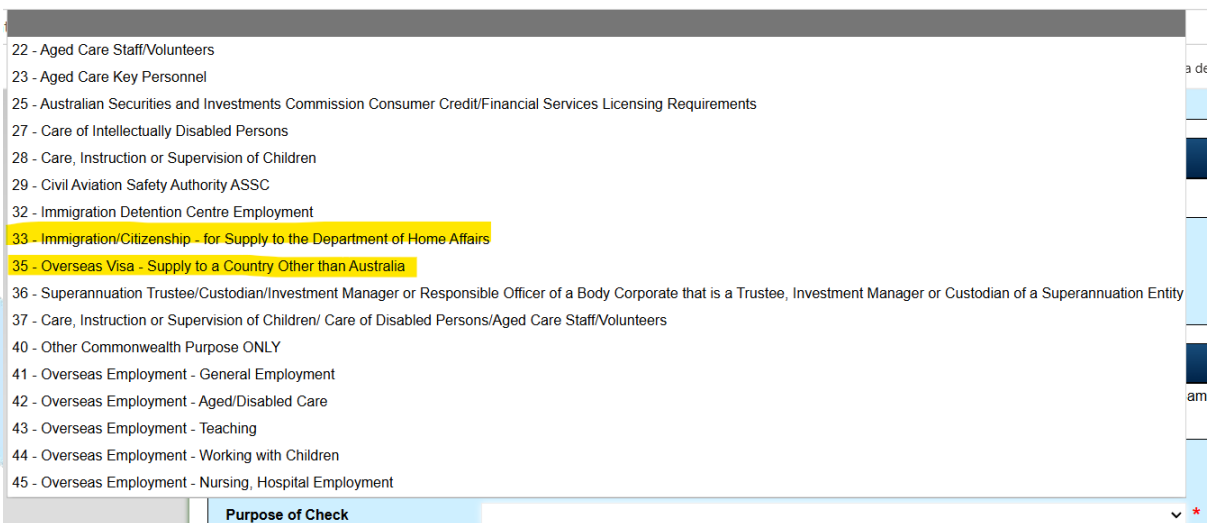
Important: Police certificates expire after two years, unless the certificate was issued from your country of previous residence and you have not returned there since the police certificate was issued.

In order to obtain the required police certificate, the applicant accessed the Australian Federal Police (AFP) National Police Checks portal². Upon completing the application form, two options were presented as the purpose for requesting the certificate:

Option 1: "35 - Overseas Visa - Supply to a Country Other than Australia"

Option 2: "33 – Immigration/Citizenship – for Supply to the Department of Home Affairs"

Initially, the applicant selected Option 1, code "35 - Overseas Visa - Supply to a Country Other than Australia," understanding that the certificate was being requested in connection with an immigration process directed to the United States. The certificate was duly generated and submitted to the National Visa Center as part of the document package.



² <https://afpnationalpolicechecks.converga.com.au/>

However, on March 23, 2026, we received a Request for Evidence (RFE) (document 3) indicating that the Australian police certificate could not be accepted. The RFE did not specify the exact deficiency in the document. Instead, it directed us to consult the Visa Reciprocity and Civil Documents by Country page on the Department of State website³ for guidance on the documentary requirements applicable to Australia.

AUSTRALIA POLICE CERTIFICATE:

We cannot accept the police certificate document you sent. You must send us the correct document so we can continue to process your case.

To see the guidelines for your document, go to our website at <https://nvc.state.gov/find>. Select your country from the menu on the left side of the page. The next page will be your country's Reciprocity Schedule.

Click on Police, Court, Prison Records on the bottom. This will take you to a page with the exact requirements for the type of police certificate you must submit to NVC.

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- * the translation is accurate
- * the translator is competent to translate.

Upon reviewing the Reciprocity Schedule for Australia, specifically the section titled "Police, Court, and Prison Records," we identified that the schedule referenced a different code for the purpose of obtaining the police certificate. Accordingly, we submitted a new request through the AFP portal using the code indicated in the Reciprocity Schedule and obtained a new police certificate (documents 4 and 5).

Police Certificates

Available

Fees: Refer to the [Australian Federal Police \(AFP\)](#) website for the current fee.

Document Name: Digital National Police Certificate

Issuing Authority: Australian Federal Police

Special Seal(s) / Color / Format: Various security features, Contains the AFP emblem in top left corner and a QR code in the top right corner titled "DIGITAL NATIONAL POLICE CERTIFICATE". Digital certificates include a unique QR code you can scan to validate your certificate.

Registration Criteria: There are no registration criteria.

Procedure for Obtaining: Refer to the [Australian Federal Police \(AFP\)](#) website.

Exceptions: None – applicants *must* apply via the Australian Federal Police.

Comments: All Australian Federal Police certificates *must* be on Name and Fingerprint Check fingerprints and include all aliases ever used.

Applicants must complete the [offline application form](#). On Page 3, Section 8. Purpose of Check, applicants must select Code Number **33 Immigration/Citizenship – for Supply to the Department of Home Affairs.**

3

<https://travel.state.gov/content/travel/en/us-visas/Visa-Reciprocity-and-Civil-Documents-by-Country/australia.html>



DIGITAL NATIONAL POLICE CERTIFICATE

Australian Federal Police | ABN 17 864 931 143



AFP Ref: 16373979PC
Client Ref:

27 March 2026

Australian Federal Police
Criminal Records
Locked Bag 8550
CANBERRA CITY ACT 2601
Ph: 02 6140 6502
ABN 17 864 931 143

FLAVIO AUGUSTO TIRICH
82 DARNILO MARTINS PEREIRA STREET
MOOCA / SAO PAULO SAO PAULO 03189060
BRAZIL

**Immigration/Citizenship - Australia
Name Check Only**

Despite having followed the guidance provided in the Reciprocity Schedule and submitted the corrected certificate, we received a second RFE (document 6) raising the same issue and providing the same guidance abroad as the first.

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Click on Police, Court, Prison Records on the bottom. This will take you to a page with the exact requirements for the type of police certificate you must submit to NVC.

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- * the translator is competent to translate.

We respectfully submit this letter to bring this matter to the attention of the reviewing officer. The applicant has made diligent and good-faith efforts to comply with the documentary requirements. The police certificate was initially obtained through the official AFP portal using the code that most closely corresponded to the purpose of the request. After the first RFE, the certificate was re-obtained using the specific code referenced in the Department of State's Reciprocity Schedule for Australia. Both certificates were issued by the Australian

Federal Police, which is the sole authority designated to issue national police checks in Australia.

Since the documents submitted are in strict compliance with the requirements established by the Department of State, and the RFEs received to date have not identified a specific deficiency in the certificates submitted, making it difficult to determine what corrective action, if any, remains necessary we respectfully request that the submitted certificates be accepted. Should acceptance not be possible, we request that the reviewing officer identify with precision the specific deficiency found, given that these are the only documents issued by the competent Australian authorities for immigration purposes.

Enclosed with this submission, please find the following documents for your review:

- Document 1: Australian police certificate obtained under code 35 (original submission) Flavio Augusto Tirich
- Document 2: Australian police certificate obtained under code 35 (original submission) Aline de Lucca Tirich
- Document 3: First Request for Evidence, dated March 23, 2026
- Document 4: Australian police certificate obtained under the Reciprocity Schedule code 33 - Flavio Augusto Tirich
- Document 5: Australian police certificate obtained under the Reciprocity Schedule code 33 - Aline de Lucca Tirich
- Document 6: Second Request for Evidence, dated April 8, 2026

We appreciate your time and consideration in reviewing this matter and remain available to provide any additional documentation or clarification that may be required.

Sincerely,

A handwritten signature in black ink, appearing to read "Otavio Haverroth Silva".

Otavio Haverroth Silva

California Bar # 343486

Document 1: Australian police certificate obtained under code 35 (original submission) Flavio Augusto Tirich



AFP

DIGITAL NATIONAL POLICE CERTIFICATE

Australian Federal Police | ABN 17 864 931 143



AFP Ref: 15969127PC
Client Ref:

10 February 2026

Australian Federal Police
Criminal Records
Locked Bag 8550
CANBERRA CITY ACT 2601
Ph: 02 6140 6502
ABN 17 864 931 143

FLAVIO AUGUSTO TIRICH
82 DARNILO MARTINS PEREIRA STREET
MOOCA / SAO PAULO SAO PAULO 03189060
BRAZIL

Overseas Visa - Supply to a Country Other than Australia Name Check Only

This is to certify that there are **no disclosable court outcomes** recorded against the name of:

TIRICH, Flavio Augusto born on 02 April 1979

in the records of the Australian Federal Police and the police in all Australian States and Territories as at 10 February 2026.

This document is not issued as a form of identification.

Authorised by:

Co-ordinator
Criminal Records

AFP

Document 2: Australian police certificate obtained under code 35 (original submission) Aline de Lucca Tirich



AFP

DIGITAL NATIONAL POLICE CERTIFICATE

Australian Federal Police | ABN 17 864 931 143



AFP Ref: 15906093PC
Client Ref:

28 January 2026

Australian Federal Police
Criminal Records
Locked Bag 8550
CANBERRA CITY ACT 2601
Ph: 02 6140 6502
ABN 17 864 931 143

ALINE DE LUCCA TIRICH
82 DARNILO MARTINS PEREIRA
SAO PAULO SP 03189060
BRAZIL

Overseas Visa - Supply to a Country Other than Australia Name Check Only

This is to certify that there are **no disclosable court outcomes** recorded against the name of:

DE LUCCA TIRICH, Aline born on 16 September 1982

who has advised that they are or have previously been known as:

ALVES DE LUCCA, Aline 16 September 1982

in the records of the Australian Federal Police and the police in all Australian States and Territories as at 27 January 2026.

This document is not issued as a form of identification.

Authorised by:

Co-ordinator
Criminal Records

AFP

Document 3: First Request for Evidence, dated March 23, 2026



OTAVIO HAVERROTH SILVA
HS LAW
P.O.BOX 90487
SAN DIEGO, CA 92169



CHECKLIST

March 23, 2026

NVC Case Number: RDJ2024720009

Greetings,

We reviewed the documents you submitted to us. This letter has a list of documents that are missing or that need additional information. Please review the instructions on the attached pages.

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- Send the missing or corrected items to the National Visa Center (NVC) and include a copy of the **Case Number Barcode Cover Sheet**. Clearly write your case number RDJ2024720009 on the upper right-hand corner of every document you send. After we receive and review the requested information, we will let you know the status of your case. For current processing times, please visit our website at nvc.state.gov/submit (English) or nvc.state.gov/submit/espanol (Spanish).

If you have any questions about this letter, please visit our website at nvc.state.gov/ask (English) or nvc.state.gov/ask/espanol (Spanish).

If a period of one year passes without contacting the NVC (by email, telephone, or mail), all submitted fees and documents will expire. If this happens, you will need to resubmit the fees and documents to continue the immigration process.

Case Number: RDJ2024720009
Beneficiary's Name: TIRICH, FLAVIO AUGUSTO
Preference Category: E2 - PROFESSIONALS FOLLOWING ADVANCED DEGREES

Priority Date:

24JUL2024

[M1G 03/23/2026]

RDJ2024720009

National Visa Center

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E2

RDJ2024720009



INSTRUCTIONS FOR: TIRICH, FLAVIO AUGUSTO



_____CORRESPONDENCE INSTRUCTIONS:_____

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Document 4: Australian police certificate obtained under the Reciprocity
Schedule code 33 - Flavio Augusto Tirich



AFP

DIGITAL NATIONAL POLICE CERTIFICATE

Australian Federal Police | ABN 17 864 931 143



AFP Ref: 16373979PC
Client Ref:

27 March 2026

Australian Federal Police
Criminal Records
Locked Bag 8550
CANBERRA CITY ACT 2601
Ph: 02 6140 6502
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Authorised by:

Co-ordinator
Criminal Records

AFP

Document 5: Australian police certificate obtained under the Reciprocity
Schedule code 33 - Aline de Lucca Tirich



AFP

DIGITAL NATIONAL POLICE CERTIFICATE

Australian Federal Police | ABN 17 864 931 143



AFP Ref: 16374556PC
Client Ref:

27 March 2026

Australian Federal Police
Criminal Records
Locked Bag 8550
CANBERRA CITY ACT 2601
Ph: 02 6140 6502
ABN 17 864 931 143

ALINE DE LUCCA TIRICH
82 DARNILO MARTINS PEREIRA STREET
MOOCA / SAO PAULO SAO PAULO 03189060
BRAZIL

Immigration/Citizenship - Australia Name Check Only

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DE LUCCA TIRICH, Aline born on 16 September 1982

who has advised that they are or have previously been known as:

DE LUCCA, Aline Alves 16 September 1982

in the records of the Australian Federal Police and the police in all Australian States and Territories as at 27 March 2026.

This document is not issued as a form of identification.

Authorised by:

Co-ordinator
Criminal Records

AFP

Document 6: Second Request for Evidence, dated April 8, 2026



OTAVIO HAVERROTH SILVA
HS LAW
P.O.BOX 90487
SAN DIEGO, CA 92169



CHECKLIST

April 8, 2026

NVC Case Number: RDJ2024720009

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Priority Date:

24JUL2024

[LWJ 04/08/2026]

RDJ2024720009

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E2

RDJ2024720009



INSTRUCTIONS FOR: TIRICH, FLAVIO AUGUSTO



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