

.06 Noncitizen Whose Deportation is Withheld

A noncitizen whose deportation is withheld is a noncitizen for whom the Attorney General has withheld deportation from the U.S., pursuant to Section 243(h) or 241(b)(3) of the INA.

A noncitizen whose deportation is withheld is potentially eligible for benefits for a period of seven years from the date of the judge's orders.

MA EXCEPTION

The seven year period does not apply. There is no maximum time limit.

These applicants are potentially eligible for benefits regardless of any later change in their status. (See [LPR Eligibility](#))

These applicants normally have one of the following USCIS documents:

- [I-94](#) with an order from an Immigration Judge showing one of the following:
Deportation withheld under 243(h) of the INA.
Removal withheld under 241(b)(3) of the INA.
- [I-688B](#) with a provision of law code 274a.12(a)(10).
- [I-766](#) with A10.