

Delivery Bond
Information Sheet¹

This bond guarantees the appearance of the individual before the Department of Homeland Security (“DHS”) each and every time DHS makes a demand for the individual to appear. A demand to appear may not necessarily be related to a court appearance. DHS may make a demand to appear for such things as an interview, for removal pursuant to a removal order, or for any lawful purpose. Failure to comply could result in a bond breach (loss). DHS has sole authority to authorize the surrender of an individual. In addition, only DHS has the authority to allow for the early surrender of an individual. Producer may request that DHS allow an individual to be surrendered early, but the request must be approved by DHS in order for the early surrender to occur.

DHS may demand that the individual appear before DHS even if the individual has appealed his or her removal order, or a stay of removal has been granted or approved. Again, failure to comply could also result in a bond breach (loss). If DHS makes a demand to appear while an appeal is pending or there is an approved stay of removal, Producer recommends that the individual appear before DHS with the individual’s attorney and a copy of the individual’s appeal or stay paperwork. DHS should note any appearance by the individual in the individual’s file (“A-file”).

If the bond is breached (loss), possible grounds for appeal include, but are not limited to the following occurrences on or before the DHS appearance date:

- Grant of permanent residence to the individual, prior to any demand.
- Termination of deportation or removal proceedings (but not administrative closure or stay of such proceedings).
- The individual is in the custody of DHS, prior to any demand.
- Voluntary departure by the individual as evidenced by proof of departure paperwork dated on or before the DHS appearance date.
- Death of the individual as evidenced by a certified copy of a death certificate showing a date of death on or before the DHS appearance date.
- Other circumstances as provided by statute or regulation.

If the individual is in the custody of another agency, notify Producer immediately and provide the name of the agency, the location where the individual is in custody, and the booking number. Producer will then request cancellation of the bond, and DHS will ultimately decide whether or not to cancel the bond.

If the individual surrenders into DHS custody within 90 days of the original appearance date, the loss could potentially be reduced based on a DHS schedule, at the discretion of DHS.

If you have a Delivery Bond posted with Producer and the immigration court or judge grants a Voluntary Departure (VR), notify Producer no later than two days after VR is granted.

I have received a copy of this information sheet.

Date _____
Print Name _____
Signature _____
Indemnitor _____

¹ The following information is provided per the bond agreement and is for general guidance only. It does not create, alter, or waive any contract, agreement, or rights between or among the parties. It shall not be construed as legal advice, nor is it a substitute for legal advice from a licensed attorney.