

REGIONAL CENTER PROCESSES				PROCESSES FOR ALL EB-5 INVESTORS				
<i>Seek Initial USCIS Designation as a Regional Center</i>	<i>Make Material Changes to Scope and/or Obtain USCIS Advance Vetting of "Specific Projects" for Investments</i>		<i>Annual Reports (or else)</i>	<i>Seek EB-5 Immigrant Visa Classification</i>	<i>Seek EB-5 Immigrant Visa Or Adjustment.</i>		<i>Seek to Lift Conditions from LPR Status</i>	
<i>I-924</i>	<i>I-924 AMENDMENTS</i>			<i>I-924A</i>	<i>I-526</i>	<i>DS-230</i>	<i>I-485</i>	<i>I-829</i>
<i>General Predictions based on a General Proposal</i>	<i>Change the RC's Scope</i>	<i>Dummy I-526 for Specific Project</i>	<i>Both: Use Dummy I-526 to Change Scope¹</i>	<i>Failure to file leads to ITT².</i>	<i>"Approvable when filed" and "eligible at time of filing".</i>	<i>Abroad, State Dept. Consular Processing</i>	<i>In U.S., USCIS Checks aliens' admissibility</i>	<i>USCIS Checks for Results</i>
Broadly Define the Scope: Clearly State and Present the Reasonable Methodologies.; Establish the usual Investment Approach(es); and seek Vetting of Hypertechnical Matters <i>such as in the BPs and EAs, and proposed or "draft" standard financial transaction & limited partnership documents.</i> <i>Prove your KSAs!</i>	Place; NCE ³ type(s); JCE ⁴ type(s), <i>show ability</i> to write <i>BP⁵</i> and <i>EA</i> , show <i>nexus</i> , and use valid data. <i>Got the needed KSAs?</i>	Highly detailed BP & EA for a Specific Project. Shows real docs to be used with aliens. Advance vetting ⁶ <i>prima facie</i> evidence! <i>The Best Approach</i>	Use a REAL project to expand the RC scope as to place, NCE, JCE, docs, and/or methods for counting jobs. Use with caution!	USCIS wants to track your progress. They will kick you out of the Program if you fail to do as planned or merely fail. ITTs can be issued for various other reasons.	Must show sufficient lawful funds, jobs have already been created OR submit a plan to create 10 jobs (per EB-5 investor). RC should supply BP, EA, and have used USCIS approved transaction docs.	2-year clock begins when the <i>EB-5 investor</i> gets CBP stamp on Imm. Visa (IV) in the passport upon first entry with IV and <i>MUST enter before or with</i> derivative family members!	2-year clock begins when USCIS approval stamp is placed on the I-485. The <i>actual investor MUST</i> be approved before or with his or her family!	Final project implemented <i>may</i> stray from the plan. In order to count indirect jobs the final project must not stray outside the <i>scope of the Regional Center</i> , i.e. USCIS' approved operational parameters.
<i>3 to 36 months [ALL Times are highly variable & speculative at best!]</i>	<i>3 to 13 months</i>	<i>IDEALLY 1 to 4 months Actually ??</i>	<i>3 to 18+ months</i>	<i>Annually by Dec. 29th</i>	<i>1 to 8 months</i>	<i>Initial 3 to 8 months plus six to travel.</i>	<i>1 to 8 months</i>	<i>3 to 12 months</i>

¹ Depending on depth and breadth of the change and amount of vetting required, adjudication delays can jeopardize the viability of **that Specific Project**.

² ITT = Intent To Terminate. 8 CFR § 204.6(m)(6) calls for an ITT to the RC if I-924A is not filed as required, *or for cause*.

³ NCE = New Commercial Enterprise. It is most often a Limited Partnership.

⁴ JCE = Job Creating Enterprise. These are the "kinds of commercial enterprises that will receive capital from aliens" for the purpose of creating jobs.

⁵ BP = Business Plan. Initially may be an "archetype" or "hypothetical" in the "general proposal" but later gets refined to meet *Matter of Ho* requirements. BP supplies info for the EA = Economic Analysis utilizes the approved methodology that USCIS accepted as reasonable BUT it must be executed properly. USCIS will check the assumptions, data categories, and sources of input for validity. Together they must show a sufficient nexus (palpable connectivity) between EB-5 funds and claimed jobs.

⁶ Seek a Provisional Approval for the evidence and the Specific Project. Lifting of conditions is contingent on following through & results.