



U.S. Citizenship
and Immigration
Services

Date: **MAR 22 2011**

Dr. Rick Yi
Middle Georgia Regional Center
175 Emery Highway, Suite C
Macon, Georgia 31217

Application: Request for Designation as a Regional Center
Applicant(s): Dr. Rick Yi

Re: Middle Georgia Regional Center
RCW1031910015 formerly W09001710

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 12, 2010, Dr. Rick Yi submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Middle Georgia Regional Center.

USCIS hereby designates Middle Georgia Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Middle Georgia Regional Center shall have a geographic scope which includes the eleven counties surrounding the city of Macon, Georgia including the Georgia counties of Baldwin, Bibb, Crawford, Houston, Jones, Monroe, Peach, Pulaski, Putnam, Twiggs, and Wilkinson.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: direct equity investments and/or loans to third party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following nine (9) target industry economic clusters:

- | | |
|-----------------------------|---|
| 1. NAICS 230000 | Construction |
| 2. NAICS 480000 and 4900000 | Transportation and Warehousing |
| 3. NAICS 530000 | Real Estate Rental and Leasing |
| 4. NAICS 540000 | Professional, Scientific and Technical Services |
| 5. NAICS 320000 | Light Manufacturing |
| 6. NAICS 330000 | Heavy Manufacturing |
| 7. NAICS 541500 | Information Technology |
| 8. NAICS 540000 | Military/Demilitarization |
| 9. NAICS 237000 | Energy |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case a RIMS II employment multiplier has been selected.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

3. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum Draft dated 11/01/2010
 - b. Subscription Agreement; and Draft dated 11/01/2010
 - c. Limited Partnership Agreement. Draft dated 11/01/2010
 - d. Escrow Agreement Draft dated 11/01/2010

Capital Investment Plan for the Macon Industrial Business Park

Based on its review and analysis of your proposal, USCIS hereby designates the **Macon Industrial Business Park** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will expand the working capital of the project entity for use in purchasing specialized communication and network equipment and to recruit, hire and train employees. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The relating Business Plan showing a copyright in 2009.¹

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

¹ Because this actual investment plan has been approved without a timeline, the business plan should be supplemented by a current timeline when the I-526 is submitted to show that the jobs will be created within the two-year conditional period.

Capital Investment Plan for Taewon Asan Pallet Manufacturing Facility

Based on its review and analysis of your proposal, USCIS hereby designates the **Taewon Asan Pallet Manufacturing Facility** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will finance the construction of and the initial operation of a manufacturing facility to be located with the Regional Center. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The Taewon Asan Pallet Manufacturing Facility Project Business Plan showing a copyright in 2009.²
5. The Taewon Asan Pallet Manufacturing Facility Project Economic Impact Study (using a RIMS II based model).

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

Capital Investment Plan for a Glass and Solar Cell Production Facility

Based on its review and analysis of your proposal, USCIS hereby designates the **Glass and Solar Cell Production Facility** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will finance the construction of a manufacturing facility to be located with the Regional Center. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The Glass and Solar Cell Production Facility Project Business Plan showing a copyright in 2010.³

² Ibid

³ Ibid

5. The Glass and Solar Cell Production Facility Project Economic Impact Study (using a RIMS II based model).

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

Capital Investment Plan for Logosen Powermix facility

Based on its review and analysis of your proposal, USCIS hereby designates the **Logosen Powermix Facility** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will finance the construction of and the initial operating costs of a manufacturing facility to be located with the Regional Center. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The Logosen Powermix Facility Project Business Plan showing a copyright in 2010.⁴
5. The Logosen Powermix Facility Project Economic Impact Study (using a RIMS II based model).

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

⁴ Ibid

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Wendy Castor Hess, Esq.