



EB-5 INVESTMENT VISA PROGRAM

BY : EB-5



Samantha Keith
Attorneys at Law



UNLOCK YOUR AMERICAN DREAM

THE EB-5 PROGRAM



The American Green Card is a highly sought-after pathway to permanent residency in the United States. For over a century, immigrants from all corners of the globe have been drawn to the opportunities this land offers. The United States is a nation built by immigrants, a rich tapestry of cultures, races, and ethnicities. No other country welcomes such diversity.

EB-5 Investment VISA Program

The EB-5 Immigrant Investor Program was created by an Act of Congress in 1990 as a means to spur economic growth in the United States. The EB-5 visa is an investor visa: **petitioners invest** in a new, **job creating** enterprise in **exchange for permanent residency in the United States**. Unlike other permanent residency visas, the EB-5 visa does not require a minimum level of education, an employment offer, or sponsorship. But, **applicants must invest a minimum of \$800,000 (New Act) in a business or project** that subsequently creates at least 10 jobs per investor.

As per the **New EB-5 Reform & Integrity Act of 2022** signed by President Biden on March 15 2022, there are a whole new set of rules for all new EB-5 Investments. Chief amongst the new rules is the change in the minimum investment limit to **\$800,000 USD for high unemployment areas and rural area projects**. Although rural projects were also accorded TEA status in the past. The new rules have made some changes to the rural criteria making them more attractive to EB-5 investors compared to **high unemployment areas** (previously known as TEA) projects.

There are now more opportunities to get a green card through the EB-5 visa program if you invest in a business located in a rural area of the United States. 20% of all EB-5 visas are now reserved for rural projects. This is a big advantage because it eliminates the long wait times for investors from countries with a backlog of applications, like Asian countries. This benefit is new and there is currently no wait time for rural project investments.





"On March 15, 2022, the EB-5 Reform and Integrity Act of 2022 (RIA) was enacted to reauthorize the EB-5 visa program for 5 years. The RIA introduced legislative changes to better protect investors, promote program integrity, and ensure greater accountability."

What is the Investment amount and are there any other expenses for filing an EB-5 Visa petition?!

The EB-5 program requires an **investment of \$800,000** for projects that are located in rural areas and areas that have high unemployment (**Targeted Employment Areas, or TEAs**) or **\$1.8 million** in areas that are **not considered TEAs**. In addition to the required capital investment, investors also incur other fees associated with filing the petition and administration of funds.

| Description (TEA Regional Center Project) | Amount in USD |
|--|------------------|
| Investment into the escrow account of the EB-5 Project | \$ 800,000 |
| Admin fees paid to Regional Center | \$ 80,000 |
| Immigration attorney fees for filing I-526 petition | \$25,000 |
| USCIS filing fees for I-526 petition | \$4,000 |
| Total: | \$909,000 |



Investor Terms



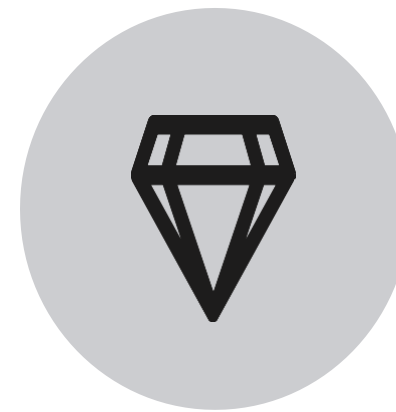
Investors will receive an annual return of 0.65% with a one-time payment of 4.75% (38,000 USD) upon return, which is equal to the annual return.



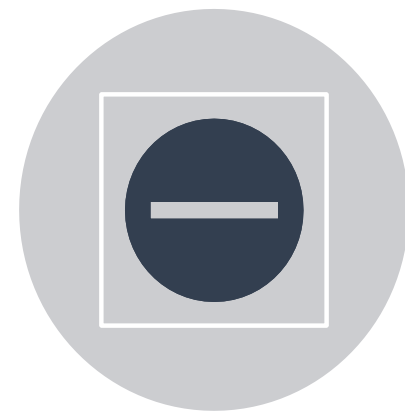
It has a period of 6-7 years' with repayment due 'June 2030'.



The return of EB-5 investors' principal is guaranteed by the holding company.



The amount of EB5 investment is prioritized. More than equity investment in value Assets valued at \$105 million The owner's equity will be returned after the return. All money has been given to EB5 investors.



Refunds will be given in the event that the investor's I-526E is rejected in any case due to having reserved funds in 8 slots.

Advantages for EB-5 Investors:



Fastest available route to a green card for individuals from certain countries



One investment provides U.S. permanent residency for the investor, the investor's spouse, and the investor's unmarried children under the age 21.



EB-5 visa holders can live and work anywhere in the United States.



Children of Investors can attend universities in the United States and can be eligible for in-state tuition fees



The visa has no prior education or language requirements.



The visa has no sponsorship requirements



Applying for EB-5 does not affect other ongoing forms of U.S. legal status (i.e. H1-B, F1, B1, etc.)



Benefits for EB-5 Investor:



Green Card

Live Anywhere
in the U.S.

No Sponsor
Required

No Language or
Education Requirements

Citizenship
Eligibility

RURAL PROJECTS



➤ Investing in an EB-5 Rural TEA Project offers a significant advantage: priority processing of your EB-5 visa petition. This is thanks to the EB-5 Reform and Integrity Act (RIA) of 2022.

➤ The EB-5 program **reserves 20%** of the annual **EB-5 visa quota** specifically for investors in Rural TEA Projects (Targeted Employment Areas). This dedicated set-aside, established by the EB-5 Reform and Integrity Act (RIA) of 2022, can significantly increase your chances of obtaining a visa.

➤ Investing in an EB-5 Rural TEA Project offers a strategic advantage for foreign investors from countries experiencing visa retrogression (application backlog). This is because these projects are allocated a designated portion of visas, effectively bypassing the backlog for other investment categories.



An American flag is draped across the left side of the image. In the background, a green Permanent Resident Card (Green Card) is visible. The card is a specimen card with the following details: Surname: SPECIMEN, Given Name: TEST V, USCIS#: 000-000-001, Category: RE8, Sex: F, and Expiration Date: 08/21/07. The card also features a portrait of a person and a star.

Risks for EB-5 Investors

Per U.S. Immigration regulations, an investor's funds must be "At-Risk" to qualify as an EB-5 investment. As such, the investor is not entitled to a guaranteed return on the investment; in fact, anything that resembles a guaranteed return will lead to a denial of the EB-5 petition. Investors should also be aware that an EB-5 investment is not a liquid investment, and funds can be tied up for at least five years.

Because of these risks, it is crucial that investors work with a knowledgeable and experienced EB-5 advisor. Doing so can ensure that investors choose an investment project that not only results in a green card, but also yields a positive return on investment.

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SK LAW EB-5 Service – Your Trusted Advisors

SK Law EB-5 Service provides comprehensive advisory services for investors pursuing permanent residency in the U.S. through the EB-5 program. We are a team of trusted professionals led by **H.E. Samantha Yem**, an attorney with more than 20 years of experience in the Legal industry who has strong relationships with project sponsors, investors, attorneys, and migration agents worldwide.

And **Mr. Michael A. Keith** is an attorney with several years of experience in the EB-5 industry. He has traveled extensively in Vietnam, China, Thailand, Cambodia, and Korea. He has raised over \$500 Million USD in EB-5 funds and assisted thousands of clients migrate to the United States. He lived in Shanghai from 2012-2017, and presently resides in Ho Chi Minh City, Vietnam.

An American flag is draped across the left side of the page. In the background, an EB-5 green card is visible, showing fields for Surname (SPECIMEN), Given Name (TEST V), USCIS# (000-000-001), Category (RE8), and Sex (F).

Steps In the EB5 Process

- **Obtaining a green card through the EB-5**

Obtaining a green card through the EB-5 program is more complex than a simple application. It is a process that can span years and requires due diligence, foresight, and planning for the immediate – and future – application requirements. **“SK LAW - EB-5 service”** is your partner for every step of the process from project selection to permanent residency.

- **Initial Consultation**

Our first step is to understand your needs and how they relate to the EB-5 program requirements. The EB-5 process is complex and nuanced, making it difficult for even experienced investors to navigate. We assist you in finding an EB-5 pathway that fits your needs. As part of our consultation, we will analyze:

- Your financial and risk profile
- Your current immigration status and needs
- Your long term goals and how the EB-5 process fits into your bigger picture

Based on your profile, we will match you with an experienced immigration attorney that is knowledgeable about both the nuances of your case and the conditions of your country of origin.

From a legal perspective, one of the most rigorous requirements of the program is verifying that the money you used for your EB-5 investment came from legitimate sources. As most investors do not obtain their entire EB-5 investment from one source, it is important that we consult with your immigration attorney to ensure that both the sources and path of funds are documented in compliance with U.S. law.

Steps In the EB5 Process Cont..

- **Project Comparison and Research**

Next, we will work with you to compile a shortlist of investment projects that align with your investment risk profile and are fundamentally strong relative to EB-5 program requirements. We conduct in-depth due diligence to ensure that each project is viable and the information provided from project sponsors is accurate.

Based on our research and due diligence, we will map the pros and cons of the projects on your shortlist and help you make your final decision. We then act as an intermediary between you and the Regional Center sponsoring the project to ensure that your place is reserved.



Steps In the EB5 Process Cont..

Filing the EB-5 Petition

Once a project is selected and your space has been reserved, you will submit an I-526 petition with the United States Citizenship and Immigration Service (USCIS).

File I-526

After an investor wires the investment and fees to the Regional Center, the attorney will file the I-526 Petition package with USCIS for processing. Approximately two to three weeks after filing the petition, you will receive an **I-797C receipt** notice from USCIS stating that your case was received and the date it was received. This date is your official Priority Date. Once you receive your Priority Date, your petition is in the queue for adjudication by USCIS.



Steps In the EB5 Process Cont..

The Role of the Immigration Attorney

Your immigration attorney will work with you to **create your Source of funds paperwork and your I-526 petition to submit to the United States Citizenship and Immigration Service (USCIS).**

I-526 Adjudication

USCIS takes anywhere from a few months to a few years to adjudicate petitions (depending on priority processing and other factors). While your petition is pending adjudication, you must ensure that you maintain your eligibility. For example, if you are already in the United States on a valid nonimmigrant status, your status must remain valid the entire time you are in the United States. In the event you return to your country of origin, your EB-5 eligibility and the status of your petition will not be affected. We can serve as a resource for eligibility questions during this time. **We will also assist you in navigating tax issues, including pre immigration tax and estate planning and ensuring interest payments are reflected on your tax returns.**



An American flag is draped across the left side of the image. In the background, a Green Card is visible, showing fields for Surname (SPECIMEN), Given Name (TEST V), USCIS# (000-000-001), Category (RE8), Sex (F), and dates (08/21/07 and 02/21/07).

Steps In the EB5 Process Cont..

- ✓ **If you reside inside the United States**

you will file an I-485/Adjustment of Status (AOS) for change of status rather than interviewing with the Consular. Along with the AOS, you can apply for an Employment Authorization Document (EAD) and travel permit (AP), which will be approved sooner than your I-485. Once the I-485 is processed, you receive your Green Card in the mail.

- ✓ **Apply for removal of conditions on green card**

The green card you receive is conditional, meaning that it is valid for two years, pending the fulfillment of the EB-5 program requirements. Toward the end of the two-year conditional residency period, your immigration attorney will file your I-829 petition to remove the conditions of the green card. The I-829 package compiled by your attorney will verify that your investment has met the criteria of the program, namely that the project in which you invested has created the 10 requisite jobs for your investment. While your I-829 petition is processed, you can remain in the United States on your conditional green card. Once the I-829 is processed and approved, you will receive a permanent green card.

Steps In the EB5 Process Cont..

✓ Return of Funds

According to the EB-5 regulations, you are eligible to receive your investment back once it has remained at risk, and you have completed your entire two-year conditional residency period. This time frame applies even if your I-829 approval is still being processed. Keep in mind that the timing of the investment return is also dependent on the project in which you have invested.

✓ Success

Once you have received your permanent green card and your investment has been returned, your EB-5 journey is complete. After residing permanently in the United States for four years and nine months (starting from the time you received your conditional green card), you are eligible to file for citizenship in the United States.



THE EB-5 PROGRAM IN SUMMARY

An American flag is draped across the left side of the page. Overlaid on the flag is a specimen of an EB-5 visa. The visa is green and white with a gold border. It contains the following text: 'UNITED STATES OF AMERICA', 'PERMANENT RESIDENCE', 'Surname SPECIMEN', 'Given Name TEST V', 'USCIS# 000-000-001', 'Country of Birth', 'Category RE8', 'Sex F', '08/21/07', and '21/07'.

▶ Minimum investment of \$800,000 in target employment areas

▶ Your investment must create a minimum of 10 jobs for qualified U.S. workers.

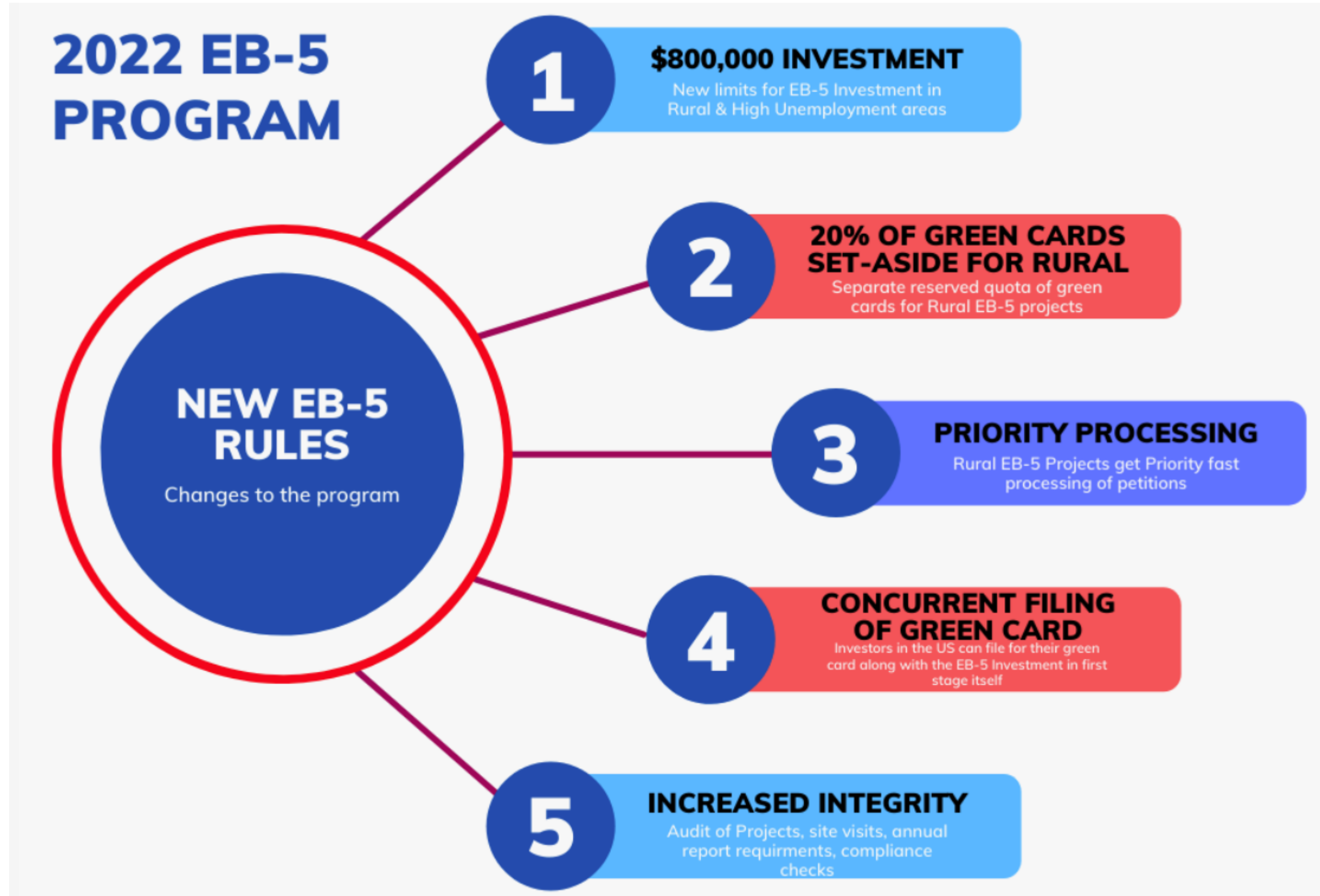
▶ Submit the I-526E Petition to USCIS. The I-526E Petition should be reviewed by an attorney United States Immigration.

▶ After your I-526 application is approved, go to your local consulate to receive an EB-5 visa.

▶ Enter the United States for 2 years of conditional residence with your spouse and Unmarried children under 21 years of age

▶ After 2 years of conditional residence, apply for conditions to move out and receive permanent residence.

▶ 5 years after entering the United States on an EB-5 visa, you are eligible to apply for citizenship.





**What
Is
United State of America?**

An American flag is partially visible on the left side of the image, with its stars and stripes. Overlaid on the flag is a green card, which is a Permanent Resident Card (Green Card). The card contains the following information: Surname: SPECIMEN, Given Name: TEST V, USCIS#: 000-000-001, Category: RE8, Sex: F, and dates 08/21/07 and 08/21/07. The card also features a portrait of a person and a fingerprint.

United State of America

The USA is the **third-largest country** on the globe and has been the **leading economic** and **military power** for the last century. Dominating the global economy, it accounts for nearly a **quarter of the world's GDP**. The USA offers a wide range of choices when it comes to lifestyle, education, culture, geography, and climate. Population around 340 million, English Language, Free-market Economy, Private enterprise, Currency is US dollar

The **USA remains one of the most sought-after destinations for investors**. The **US EB-5 Immigrant Investor Program** offers an **efficient route to permanent resident status** (a green card) in a short period of time and will be **eligible for obtains US Passport**.

The US EB-5 Immigrant Investor Program sets aside EB-5 visas for participants who invest in commercial enterprises associated with government-approved regional centers based on proposals for promoting economic growth.



Ranking #1 The Most Innovative Countries in the World

Not only does the United States have the world's largest economy, with a GDP of \$23 trillion in 2021, but the country also has many companies. Many leading innovations have substantial resources and benefit from government support for innovation by private enterprise

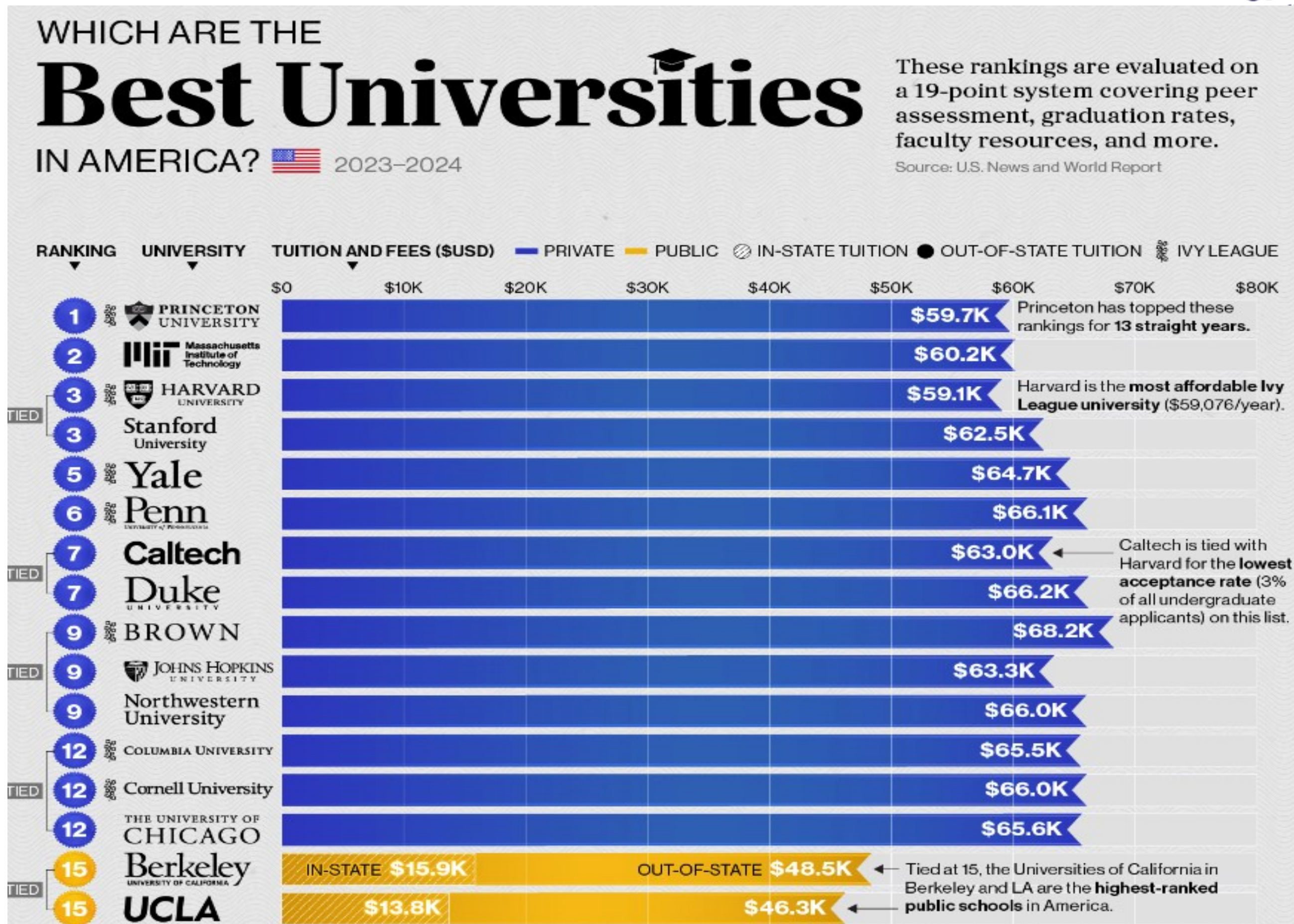
The United States has a wealth of intellectual capital that drives innovation. It has been a world leader in this area for over a century.

The United States boasts a high number of Nobel Prize winners, with 400 compared to the UK's 138 and Germany's 111. This trend extends to universities, as many of the world's leading institutions are American

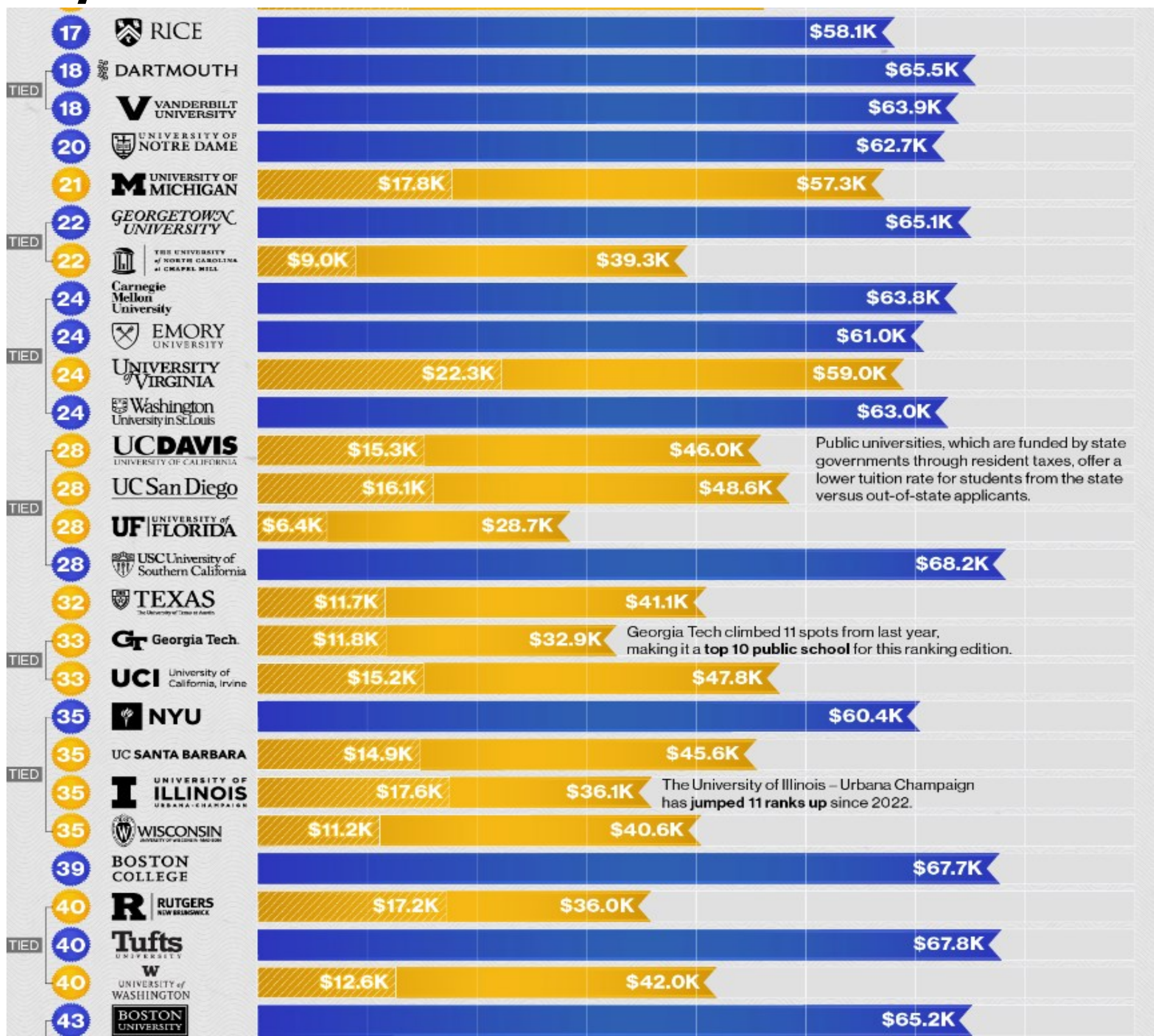
Top 20 Most Technologically Advanced Countries - aggregate rankings (10 sources)

| Aggregate Rank | Country | Total Score | Frequency | Average Rank |
|----------------|-----------------------|-------------|-----------|--------------|
| 1 | Japan | 80 | 90% | 2.1 |
| 2 | United States | 78 | 100% | 3.2 |
| 3 | South Korea | 71 | 90% | 3.1 |
| 4 | Germany | 43 | 80% | 5.6 |
| 5 | Singapore | 40 | 80% | 6.0 |
| 6 | United Kingdom | 32 | 80% | 7.0 |
| 7 | Sweden | 29 | 70% | 6.9 |
| 8 | Israel | 28 | 60% | 6.3 |
| 9 | China | 26 | 40% | 4.5 |
| 10 | Switzerland | 18 | 40% | 6.5 |
| 11 | Russia | 17 | 40% | 6.8 |
| 12 | Canada | 16 | 60% | 8.3 |
| 13 | Finland | 16 | 40% | 7.0 |
| 14 | Netherlands | 13 | 20% | 4.5 |
| 15 | Norway | 10 | 10% | 1.0 |
| 16 | Denmark | 7 | 10% | 4.0 |
| 17 | India | 5 | 10% | 6.0 |
| 18 | United Arab Emirates | 3 | 10% | 8.0 |
| 19 | Australia | 2 | 10% | 9.0 |
| 20 | Hong Kong (China SAR) | 1 | 10% | 10.0 |

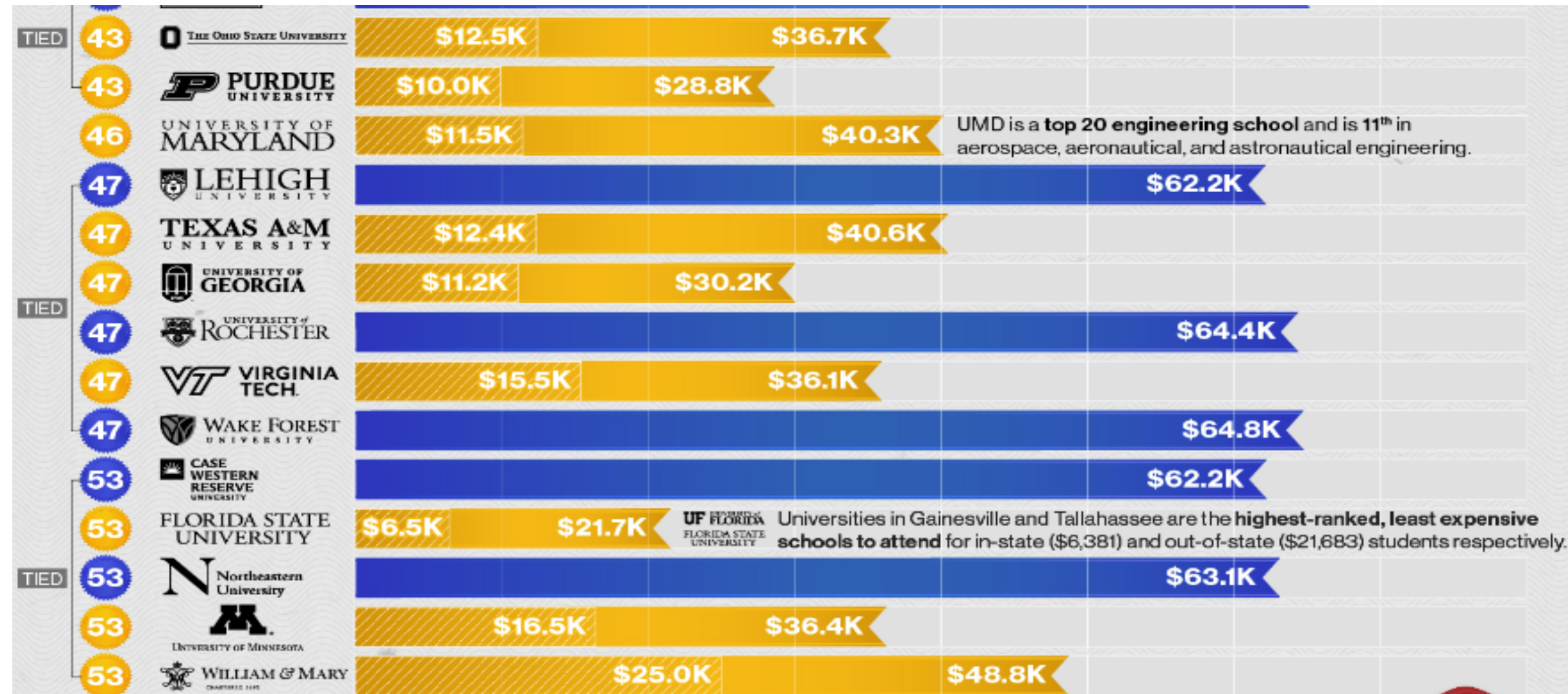
Best Schools/ Universities' in USA



Best Schools/ Universities' in USA

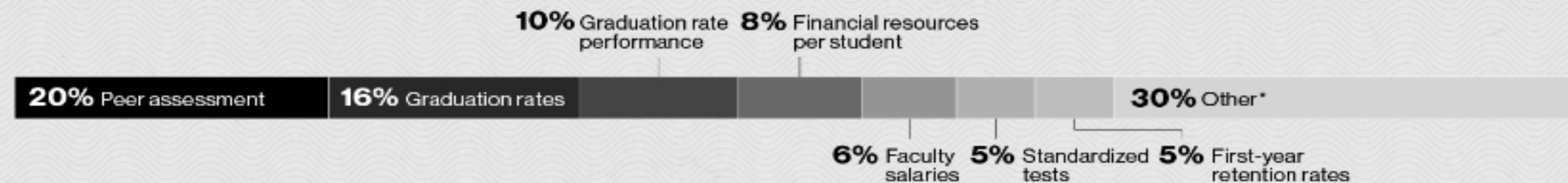


Best Schools/ Universities' in USA



METHODOLOGY

Factors like graduation performance and peer assessment—which is what academics in the university system think of other schools—influence nearly half of a university's final ranking score.



U.S. News evaluated more than 400 national universities, which are schools that offer a full range of undergraduate majors, plus master's and doctoral programs, and are committed to producing groundbreaking research.

*Other metrics include: future earning potential, debt, student-faculty ratios, Pell students' graduation rates and performance, first-generation students' graduation rates and performance, the number of full-time faculty, and research from the university in top journals and their impact.

Source: U.S. News and World Report



Medicare is the federal health insurance program for:

- People who are 65 or older
- Certain younger people with disabilities
- People with End-Stage Renal Disease (permanent kidney failure requiring dialysis or a transplant, sometimes called ESRD)

Part B (Medical Insurance) costs

| Part B costs: | What you pay in 2023: |
|-------------------|--|
| Premium | <p>\$164.90 each month (or higher depending on your income). The amount can change each year. You'll pay the premium each month, even if you don't get any Part B-covered services.</p> <p>Who pays a higher Part B premium because of income? ⓘ</p> <p>You might pay a monthly penalty if you don't sign up for Part B when you're first eligible for Medicare (usually when you turn 65). You'll pay the penalty for as long as you have Part B. The penalty goes up the longer you wait to sign up. Find out how the Part B penalty works and how to avoid it.</p> |
| Deductible | <p>\$226, before Original Medicare starts to pay. You pay this deductible once each year.</p> |

Part A (Hospital Insurance) costs

| Part A costs: | What you pay in 2023: |
|-------------------|---|
| Premium | <p>\$0 for most people (because they or a spouse paid Medicare taxes long enough while working - generally at least 10 years). If you get Medicare earlier than age 65, you won't pay a Part A premium. This is sometimes called "premium-free Part A."</p> <p>Do I qualify for premium-free Part A? ⓘ</p> <p>If you don't qualify for premium-free Part A: You might be able to buy it. You'll pay either \$278 or \$506 each month for Part A, depending on how long you or your spouse worked and paid Medicare taxes.</p> <p>Remember:</p> <ul style="list-style-type: none"> • You also have to sign up for Part B to buy Part A. Learn more about how Medicare works. • If you don't buy Part A when you're first eligible for Medicare (usually when you turn 65), you might pay a penalty. Find out more about how to avoid the Part A penalty. |
| Deductible | <p>\$1,600 for each inpatient hospital benefit period, before Original Medicare starts to pay.</p> <p>There's no limit to the number of benefit periods you can have in a year. This means you may pay the deductible more than once in a year. How do benefit periods work? ⓘ</p> |

| Rank | Country | Medical Infrastructure and Professionals | Medicine Availability and Cost | Government Readiness | Health Care Index (Overall) |
|------|---------------|--|--------------------------------|----------------------|-----------------------------|
| 1 | Taiwan | 87.16 | 83.59 | 82.3 | 78.72 |
| 2 | South Korea | 79.05 | 78.39 | 78.99 | 77.7 |
| 3 | Australia | 90.75 | 82.59 | 92.06 | 74.11 |
| 4 | Canada | 86.18 | 78.99 | 88.23 | 71.32 |
| 5 | Sweden | 78.77 | 74.88 | 74.18 | 70.73 |
| 6 | Ireland | 92.58 | 96.22 | 67.51 | 67.99 |
| 7 | Netherlands | 77.86 | 71.82 | 55.1 | 65.38 |
| 8 | Germany | 86.28 | 75.81 | 83.82 | 64.66 |
| 9 | Norway | 72.48 | 68.68 | 64.78 | 64.63 |
| 10 | Israel | 88.63 | 75.61 | 90.25 | 61.73 |
| 11 | Belgium | 79.09 | 69.93 | 67.29 | 60.16 |
| 12 | Switzerland | 77.76 | 68.97 | 59.65 | 59.6 |
| 13 | Japan | 98.7 | 94.99 | 98.74 | 59.52 |
| 14 | Singapore | 76.39 | 67.47 | 71.33 | 57.96 |
| 15 | United States | 79.73 | 68.59 | 75.73 | 56.71 |


Housing – Average Monthly Rent

| State | Average Monthly Rent | State | Average Monthly Rent | State | Average Monthly Rent |
|----------------------|----------------------|-----------|----------------------|---------------|----------------------|
| Alabama | \$1,064 | Hawaii | \$2,418 | Minnesota | \$1,114 |
| Arizona | \$1,491 | Idaho | \$1,170 | Mississippi | \$1,102 |
| Arkansas | \$1,025 | Illinois | \$1,303 | Missouri | \$1,050 |
| California | \$1,958 | Indiana | \$1,111 | Montana | \$1,091 |
| Colorado | \$1,635 | Iowa | \$974 | Nebraska | \$1,087 |
| Connecticut | \$1,644 | Kansas | \$1,113 | Nevada | \$1,461 |
| Delaware | \$1,621 | Kentucky | \$999 | New Hampshire | \$1,682 |
| District of Columbia | \$1,901 | Louisiana | \$1,052 | New Jersey | \$1,850 |
| Florida | \$1,687 | Maine | \$1,207 | New Mexico | \$1,295 |
| Georgia | \$1,365 | Maryland | \$1,741 | New York | \$1,765 |

Job opportunity



Los Angeles County Code Chapter 8.100
Minimum Wage
SUPPLEMENTAL COUNTY OF LOS ANGELES
MINIMUM WAGE POSTER



MUST BE POSTED ANNUALLY
POST WHERE EMPLOYEES CAN READ EASILY – VIOLATORS SUBJECT TO FINES.
EMPLOYERS MUST ALSO POST THE ORIGINAL REQUIRED WORKPLACE POSTER.

OFFICIAL NOTICE

**County of Los Angeles
Minimum Wage**

\$16.90 per hour

Rate Effective Dates: July 1, 2023-June 30, 2024

This ordinance applies to employees who perform at least two hours of work in a particular week within unincorporated areas of Los Angeles County. Employers are required to pay the minimum wage set forth above for all hours worked, regardless of immigration or work status. **Los Angeles County Code Chapter 8.100.**

This poster must be displayed in a conspicuous and accessible place at job sites, in English, Spanish, and the primary language used by the employer to communicate with employees regarding employees' work functions, if other than English or Spanish.

* Beginning in 2022, and continuing each year thereafter, on January 1 the CEO shall determine the adjusted rates which shall take effect on July 1 of that year.

**FOR MORE INFORMATION, PLEASE CONTACT
THE DEPARTMENT OF CONSUMER AND BUSINESS AFFAIRS:**
(800) 593-8222 • wagehelp@dcba.lacounty.gov • dcba.lacounty.gov



320 W. Temple St., Room G-10, Los Angeles, CA 90012

For more information and to check if you are located in unincorporated LA County, scan here:



What Is the Minimum Wage in Texas 2023?

Texas states minimum wage for 2023 is \$7.25 / hour. This is the same as the current Federal Minimum Wage rate. The weekly minimum wage in Texas comes up to \$290 / 40-hours a week. The minimum wage in Texas is applied to most of the employees, however with limited exemptions like student workers, tipped employees and other exempt occupations.

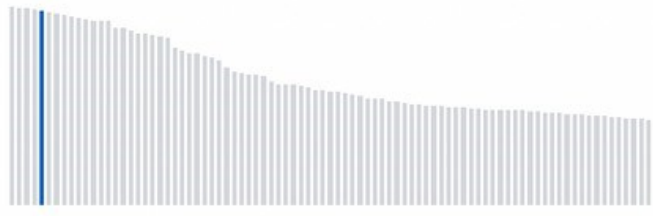

What's the 2023 minimum wage in D.C.?

As of July 1, 2023, the minimum wage in D.C. is **\$17.00 per hour.**

The [District of Columbia Minimum Wage Act](#) is one of the best minimum wage laws in the United States. Under the Act, the D.C. minimum wage increased to \$17.00 on July 1, 2023. The Act also provided for a gradual increase in the minimum cash wage to tipped employees – to \$8.00 on July 1, 2023.

United States Rankings



| #5 | OVERALL RANK | CATEGORY | SCORE | RANK |
|---|--------------|---------------------------|-------|------|
|  <p>#4 out of 85 in 2022</p>  <p>96.4</p> <p>Overall Score</p> <p>Read our methodology to see how the scores and rankings were calculated.</p> | | Adventure | 42.8 | #33 |
| | | Agility | 100.0 | #1 |
| | | Cultural Influence | 89.7 | #3 |
| | | Entrepreneurship | 100.0 | #1 |
| | | Heritage | 51.8 | #21 |
| | | Movers | 37.0 | #24 |
| | | Open for Business | 50.6 | #59 |
| | | Power | 100.0 | #1 |
| | | Quality of Life | 49.1 | #23 |
| | | Social Purpose | 44.9 | #19 |



Passport Rank



| | |
|---------------|-------------------------|
| Passport rank | Visa-free travel to |
| 6th | 189 Destinations |

The US passport ranks among the world's most convenient, granting visa-free access to over 189 destinations. This simplifies international travel, allowing you to embark on spontaneous trips or conduct business meetings in numerous countries without the hassle of visa applications








| | |
|---------------|------------------------|
| Passport rank | Visa-free travel to |
| 87th | 53 Destinations |








Unrestricted Employment Options

Green Card Holders

-  Potential to work for a start-ups/smaller organizations not eligible for other visas
-  Freedom to seek a new employer without visa sponsorship concerns
-  No limit on employment geography
-  Ability to start your own business
-  Eligible for post-retirement benefits

Non-Green Card Holders

-  Forced to limit job search to larger, layered corporate organizations
-  Potentially forced to look for employment outside areas of interest
-  Geographic limitations when searching for employers
-  Required to consistently monitor changes in immigration rules
-  Security restrictions for non-citizens limits government employment opportunities



U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Office of the Director
Camp Springs, MD 20588-0009



U.S. Citizenship
and Immigration
Services

PA-2022-23

October 6, 2022

Policy Alert

SUBJECT: EB-5 Reform and Integrity Act of 2022

Purpose

U.S. Citizenship and Immigration Services (USCIS) is issuing policy guidance in the [USCIS Policy Manual](#) to incorporate changes resulting from the EB-5 Reform and Integrity Act of 2022.¹

Background

The Immigration and Nationality Act (INA) makes immigrant visas available in the employment-based 5th preference (EB-5) category to qualified investors who will contribute to the economic growth of the United States by investing in U.S. businesses and creating jobs for U.S. workers.

EB-5 investors have historically had the option of participating in the Regional Center Program, which allows an investor to rely on indirect job creation when they invest through a USCIS-designated regional center. Authorization related to the Regional Center Program lapsed at the end of the day on June 30, 2021.

On March 15, 2022, the EB-5 Reform and Integrity Act of 2022 was signed into law, revising general eligibility requirements, substantially reforming and codifying the Regional Center Program in INA 203(b)(5), and adding significant new integrity provisions. The law also made certain changes affecting applicants seeking adjustment of status based on the EB-5 category.

This guidance, contained in Volumes 6 and 7 of the Policy Manual, amends the Policy Manual to align it with certain changes made by the new law, such as the new investment amounts and definitions. USCIS anticipates making future updates to this guidance as we develop policy. The guidance contained in the Policy Manual is controlling and supersedes any related prior guidance.

Policy Highlights

- Incorporates changes to investment amounts and targeted employment area definitions, as well as new definitions for infrastructure projects, capital, and new commercial enterprise resulting from the EB-5 Reform and Integrity Act of 2022 for petitions filed on or after March 15, 2022.
- Aligns USCIS policy on further deployment with the new statute.

¹ See Div. BB of the Consolidated Appropriations Act of 2022, [Pub. L. 117-103](#), 136 Stat. 49 (March 15, 2022).

PA-2022-23: EB-5 Reform and Integrity Act of 2022
Page: 2

- Explains that, by statute, for petitions filed on or after March 15, 2022, investors pooling their investments with other EB-5 investors must do so through the Regional Center Program.
- Reflects the statutory requirement that, on or after May 14, 2022,² investors may only file new regional center-based petitions (Immigrant Petition by Regional Center Investor ([Form I-526E](#))) once the regional center has filed an Application for Approval of an Investment in a Commercial Enterprise ([Form I-956F](#)) and that a specified percent of the claimed jobs must be direct jobs, which can be estimated by economically and statistically valid methodologies. In addition, indirect jobs may include those estimated to be created under a methodology that attributes jobs to prospective tenants provided they are not relocated existing jobs.
- Incorporates new statutory provisions for redemption provisions and lawful source of funds for petitions filed on or after May 14, 2022.
- Incorporates statutory changes permitting concurrent filing for adjustment of status, priority date retention, and eligibility for the INA 245(k) exemption.
- Revises the name of the Form I-526 from Immigrant Petition by Alien Entrepreneur to Immigrant Petition by Standalone Investor and adds references to the Immigrant Petition by Regional Center Investor (Form I-526E).

Summary of Changes

Affected Section: Volume 6 > Part G > Chapter 1, Purpose and Background

- Removes all three alert boxes.
- Revises Section A (Purpose) in full.
- In Section B, retitles Subsections 2 (now Creation of the Original Regional Center Program) and 3 (now Program Evolution) and makes revisions throughout.
- Revises Section C (Legal Authorities) to include legislative changes.
- Makes technical revisions to statutory, regulatory, and other citations throughout footnotes.

Affected Section: Volume 6 > Part G > Chapter 2, Eligibility Requirements

- Removes all three alert boxes.

² These provisions of the law took effect 60 days after enactment. See Section 103(b)(2) of the EB-5 Reform and Integrity Act of 2022, Div. BB, of the Consolidated Appropriations Act of 2022, [Pub. L. 117-103](#), 136 Stat. 49 (March 15, 2022).

Fueling Innovation: America's Infrastructure and Work Ethic.



The American ideal of individual liberty fosters a strong entrepreneurial spirit among its citizens. The government and various institutions in the United States have wisely invested in building a strong infrastructure that supports both individual and public enterprise, creating an environment where businesses can thrive.

This robust infrastructure includes a well-developed network of roads, airports, and ports that facilitate the movement of goods and people. Additionally, the American education system emphasizes research and innovation, fostering a skilled workforce.

The American work ethic is also a contributing factor. Many workers choose not to be part of unions and are known for their dedication and willingness to work hard to achieve their goals, including providing for their families. This combination of factors allows many to achieve a comfortable standard of living. This environment of opportunity and prosperity has historically attracted some of the world's brightest minds to the United States.



EB-5 VISA INVESTMENT OPPORTUNITIES

THE PROJECT

KAIA *by* OUTDOOR CITIZEN



KAIA BY OUTDOOR CITIZEN

- KAIA by Outdoor Citizen is an ultra-luxury resort with 40 guest-rooms that qualifies as a RURAL EB-5 investment opportunity. Nestled within the clay canyons of Kanab, Utah, KAIA by Outdoor Citizen caters to sophisticated travelers who seek to be immersed in nature.
- Centrally located within the “Grand Circle,” the site is the first of its kind to introduce a guest experience that fills the white space between adventure and ultra-luxury.

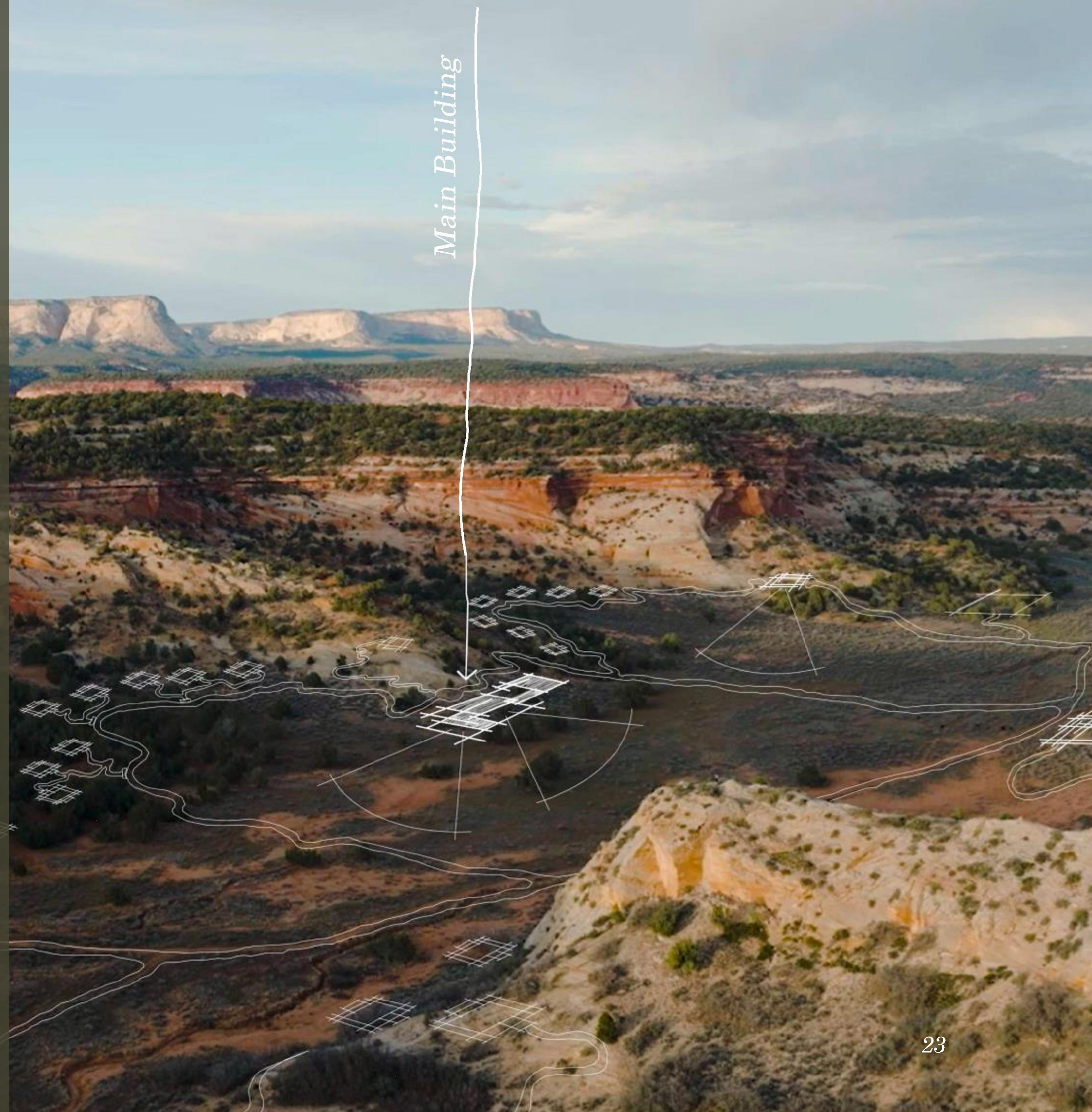
PROJECT SUMMARY

| | |
|-----------------------------|----------------------------|
| EB-5 Designation | Rural |
| Investment Type | Ultra-Luxury Resort |
| EB-5 Senior Loan | \$52,800,000 |
| Equity | \$13,890,000 |
| Total Capitalization | \$66,000,000 |
| **Loan Term | 48 Months |
| Number of Investors | 66 |
| Job Creation | 834 |
| Exit Strategy | Sale or Refinance |
| Security | First Mortgage Loan |

****4 years with (2) one-year extensions**

KAIA

- 40 Dwellings
- An exceptional site with private enclaves and scenic views. Access gates plus private easement drive. Utilities are proximate to the site.
- 100-acre site sits at 5,520 ft surrounded by BLM land, which is protected by a Greenbelt with no sign of neighbors or other developments.
- Arrival Pavilion,
Main Lodge
World-Class Spa
Water Garden
Event Barn
Two Pools
Explorer's Lounge
Multiple Food and Beverage Outlets



PROXIMITY

5+ Million

*Visitors per Year**

Centrally located within the “Grand Circle,” Kanab is a day-trip distance or less to reach major outdoor attractions.



*Given the likelihood that visitors patronize more than one national park during a trip, we conservatively estimate 5M+ unique annual visitors to the region at a minimum, although this figure may be substantially higher.

NORTH RIM GRAND CANYON

95 miles

5.2M

Average Visitors / Year

ZION NATIONAL PARK

45 Miles

4.4M

Average Visitors / Year

LAKE POWELL

59 Miles

3.6M

Average Visitors / Year

BRYCE CANYON NATIONAL PARK

76 Miles

2.3M

Average Visitors / Year

CORAL PINK SAND DUNES STATE PARK

20.4 Miles

161K

Average Visitors / Year

NORTH AMERICAN COMPETITIVE SET

| | KAIA | CAMP SARIKA | CLAYOQUOT | BLACKBERRY MOUNTAIN | RESORT AT PAWS UP | BUSH CREEK RANCH | DUNTON HOT SPRINGS | RANCH AT ROCK CREEK |
|--------------------------------|--|--|---|--|---|---|--|--|
| GUEST ROOMS | 40 | 25 | 25 | 53 | 65 | 37 | 21 | 29 |
| MARKET | Kanab Utah | Canyon Point, UT | Vancouver Island, BC | Walland, TN | Greenough, MT | Saratoga, WY | Dunton, CO | Philipsburg, MT |
| YEAR OPENED/ REMODELED | 2026 | 2020 | 2000 | 2018 | 2005 | 2010 | 2001 | 2009 |
| AMENITIES | Spa, On and Offsite Activities, Car Access | Spa, On and Offsite Activities, Car Access | Spa, On and Offsite Activities | Spa, Hub Activity and Retail Center, On and Offsite Activities | Catering and Event Venues, Equestrian Center, Spa, Fitness, On and Offsite Activities, Children's Program | Spa, Fitness, On and Offsite Activities, Children's Program, Equestrian Arena, Event/Catering Venue | Spa, On and Offsite Activities, Dancehall & Saloon, Bathhouse, and Open-Air Chapel | Spa, On and Offsite Activities, Rod & Gun Club, Barn, Retail |
| INCLUSIONS | Meals, Spa Water Garden, Select Onsite Group, Activities | Meals | Meals, Select Beer, Wine and Spirits, Self Guided Experiences | Meals, Select Activities and Wellness | Meals, Select Liquor, Beer and, Wine, Select Activities, Airport Transfer, Car Access | Meals, Select Wine and Spirits, Select Activities | Meals, Select Liquor, Beer and Wine, Hot Springs Access, Bikes, Laundry | Meals, Premium Beer, Wine and Cocktails, All Activities, Airport Transfers, Transportation |
| ADR LOW (2024 ALL ROOM TYPES) | \$1,700 | \$5,300 | \$4,000 | \$3,800 | \$3,300 | \$2,300 | \$2,400 | \$3,800 |
| ADR HIGH (2024 ALL ROOM TYPES) | \$2,200 | \$6,200 | \$7,500 | \$4,600 | \$4,800 | \$5,000 | \$2,900 | \$4,800 |

EB-5 QUALIFICATIONS



KAIA LOCATION

Private enclaves and scenic views provide a backdrop for the luxury traveler seeking to achieve a balanced lifestyle that centers on an authentic connection with nature and well-being with a comprehensive on and off-site adventure program.

Demand for nature-based experiences is rising, particularly in the United States. Currently, far more demand exists than supply, especially within the luxury segment.

Over 50% of ultra-high-net-worth individuals are located in the United States.

The robust demand by HNW and UHNW travelers and the relatively small supply of these accommodations has led to price inelasticity in this sector. Operators have been able to aggressively increase the pricing of their product, with little consumer resistance, which in turn has led to outsized increases in the profitability of ultra-luxury lodging assets. Profitability gains are driving increased interest in the development of new ultra-luxury product to serve this underserved market. The long lead time and high cost to develop these properties and the depth of demand will help insulate these assets from competitive pressure.

-HVS Consulting & Valuation

OUTDOOR CITIZEN

- Premium Branded Hotel in High-Barrier to Entry Market – Maximize Value
- Incubated within T2 Platform; innate owner/operator mindset
- Lifestyle brand designed for “what’s next” in luxury, outdoor travel
- Curated team of world-renowned design partners
- Utilizes the Geological Features in the Resort’s Design



PROJECT DEVELOPER



Developer and asset manager for the project

- Asset portfolio valued at over \$1.5 billion
- The T2 family of businesses has been operating for over 40 years
- Executive team with over 100 years of combined experience
- Grown from the ground to one of the leading privately owned hotel companies in the Western United States
- Financial strength - T2 Hospitality has self-funded its developments
- Vertically integrated platform - start to finish - site acquisition, construction, asset management, and operations

ALIGNMENT OF GOALS, VISION AND STRATEGY



SAMPLE OF AWARDS & RECOGNITIONS



PROJECT OF THE YEAR 2020
AC HOTEL SUNNYVALE



OUTSTANDING HOSPITALITY
PROJECT 2020
AC HOTEL SANTA CLARA



OUTSTANDING HOSPITALITY
PROJECT 2019
AC HOTEL SUNNYVALE



DEVELOPER OF THE YEAR 2017
T2 HOSPITALITY



DEVELOPER OF THE YEAR 2016
T2 HOSPITALITY



BEST CUSTOM PROJECT OF THE YEAR
2017 RESIDENCE INN ANAHEIM
RESORT AREA / CONVENTION CENTER



TOP OWNERS & DEVELOPERS
2015 T2 HOSPITALITY



DEAL OF THE YEAR 2015
DOUBLETREE BY HILTON
GOLF RESORT PALM SPRINGS AREA

SAN DIEGO BUSINESS JOURNAL

TOP CONSTRUCTION PROJECTS
2017 HOMWOOD SUITES SAN
DIEGO HOTEL CIRCLE



INVESTMENT STRUCTURE

PROJECT DEVELOPMENT COST BUDGET

The total costs to develop the Project are summarized as follows:

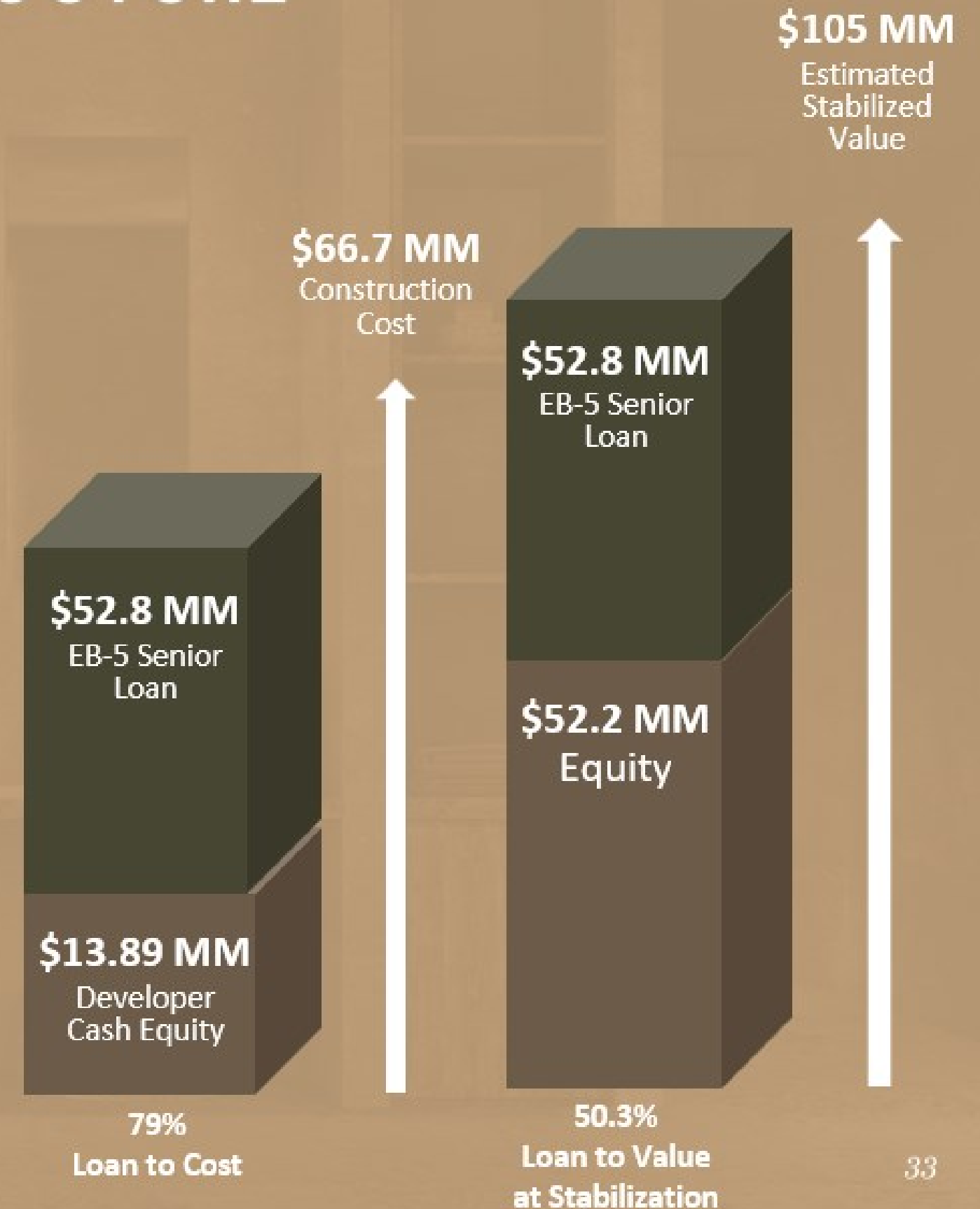
| COST CATEGORY | PROJECT TOTAL |
|--|----------------------|
| Acquisition Costs | \$3,659,113 |
| Construction Costs | \$44,527,553 |
| Furniture, Fixtures, And Equipment (FF&E) Costs | \$3,785,000 |
| A&E | \$2,836,000 |
| Professional Fees | \$1,002,571 |
| Soft Costs | \$3,206,630 |
| Financing Costs | \$4,672,276 |
| Pre-Opening Costs | \$1,800,000 |
| Taxes & Insurance | \$1,200,356 |
| TOTAL DEVELOPMENT COST | \$66,689,499 |

The EB-5 Investors will make an investment into the NCE for the purpose of financing the construction and operations of the Project.

INVESTMENT STRUCTURE

Total capitalization requirements for the Project are expected to be met through a combination of the following sources:

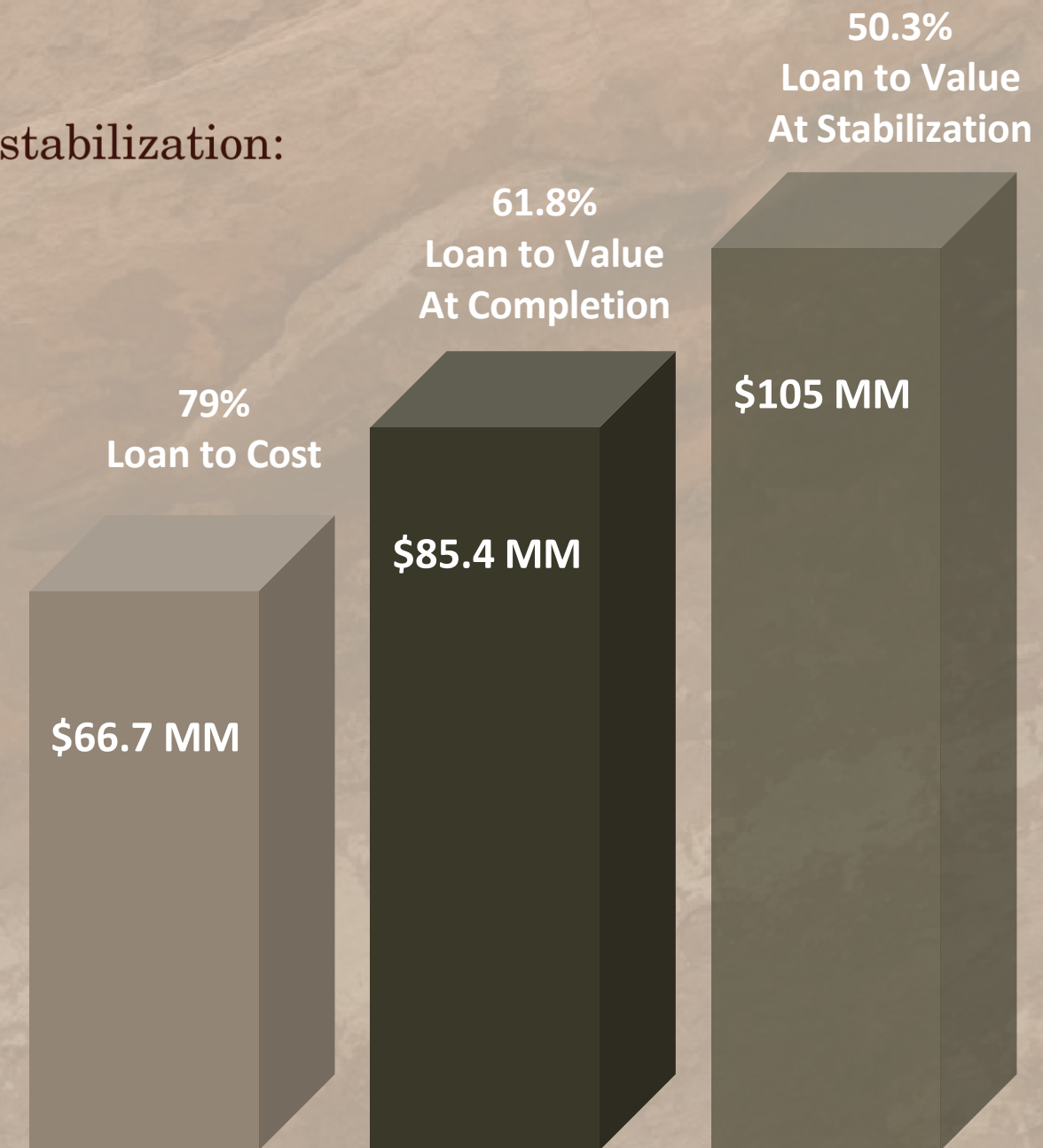
| PROJECT SOURCES | |
|-----------------------|---------------------|
| EB-5 Senior Loan | \$52,800,000 |
| Developer Cash Equity | \$13,890,000 |
| TOTAL SOURCES | \$66,690,000 |



LOAN TO VALUE AT STABILIZATION

- KAIA by Outdoor Citizen is projected to stabilize in 3 years with a value of \$105,000,000 which represents a loan-to-value of 50.3% vs. 79% loan-to-cost.
- Equity is projected to increase from \$13,890,000 to an estimated \$52,200,000 at stabilization:

| LOAN TO VALUE | |
|------------------------|---------------|
| Construction Cost | \$66,690,000 |
| Value at Completion | \$85,400,000 |
| Value at Stabilization | \$105,000,000 |



INVESTMENT EXIT



RETURN OF CAPITAL

- The investor has met the published USCIS policy requirements for sustainment of their investment.
- The project has repaid the funds.



EXIT STRATEGY



- 50.3% Project Loan to Value at Stabilization
- Sale or Refinance



- \$52.2M of Equity Value Created at Stabilization
- \$105M Projected Asset Value at Stabilization

Prospective investors should carefully consider the statements in the “Risk Factors” section of the Private Placement Memorandum that address factors that could potentially cause the company’s actual results to differ from those described in this brochure.











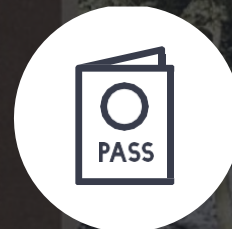


EB-5 PROJECT BENEFITS

“TO HAVE SOMETHING LIKE OUTDOOR CITIZEN CROSS YOUR DESK AND SEE THE BEAUTY IT PROVIDES, WE FELT IT WOULD BE A PERFECT OPPORTUNITY NOT ONLY TO GET INVESTORS THEIR GREEN CARD BUT ULTIMATELY ACCOMPLISH ALL OF THEIR GOALS THROUGH THE EB-5 PROCESS.”



DAN WYCKLENDT
PRESIDENT



20% Reserved Rural Set Aside Visas



USCIS Priority Processing on Petitions

KAIA *by* OUTDOOR CITIZEN



RURAL DESIGNATION

Kane County – Classified as a rural targeted employment area (TEA).

- It is not located in a Metropolitan Statistical Area
- Kanab, Utah has a population of less than 20,000 according to the most recent 2020 decennial census of the U.S.

| COUNTY | CENSUS TRACT NUMBER | RURAL | LOCATED IN MSA | POPULATION |
|-------------|---------------------|-------|----------------|------------|
| KANE COUNTY | 49025130200 | Yes | No | < 20,000 |

Rural TEA Verification for 5055 E Radius Way, Kanab, Kane County, Utah provided by Baker Tilly US, LLP.

JOB CREATION

JOB CREATION:

- 26% Job Cushion
- Kaia is projected to create 834 total jobs with over 92% of the required jobs created by construction
- Job creation is expected to exceed the minimum requirement of 660

DISCLAIMER

This presentation has been prepared solely for informational purposes. It is not an offer to purchase or sell securities. The offering is made only pursuant to a private placement memorandum, which should be read in its entirety prior to any investment. Securities may be purchased only by investors meeting minimum requirements, cannot be re-sold except under extremely limited circumstances, and involve risk of loss of investment and immigration benefits, all as described in the memorandum. Neither the SEC nor any other governmental entity has passed upon the merits of or given its approval to the securities, the terms of the offering, or the accuracy or completeness of any offering materials

or this presentation. This presentation includes estimates and involves significant elements of subjective judgment and analysis. Future events may differ materially from the assumptions we used in this presentation, and we make no representation or guarantee as to how such future events may impact any investment. This information does not purport to contain all the information that may be required to evaluate any investment. Prior to participating in any transaction, you should consult, to the extent necessary, your own independent legal, tax, accounting, and other professional advisors to ensure that any transaction is suitable for you in the light of your financial capacity and objectives.



KAIIA

by **OUTDOOR CITIZEN**



OUR TEAM

NATIONALLY RECOGNIZED LEADER



ROBERT W. KRAFT, CHAIRMAN AND CEO

- ▶ Entrepreneur with over 40 years of business experience
- ▶ Industry thought leader setting best practices /self-governance standards and providing EB-5 educational opportunities
- ▶ Elected by Regional Center peers, served six terms as President of Invest in the USA (IIUSA), the national trade association for the EB-5 Regional Center Program
- ▶ Worked with Congress to reshape the legislative framework for the EB-5 program
- ▶ Board member of the Metropolitan Milwaukee Association Commerce World Trade Association



OUR HISTORY OF EB-5 EXCELLENCE



FOUNDED IN 2008 BY ROBERT KRAFT

Over a decade of experience as one of the most-trusted EB-5 fund managers



100% SUCCESS RATE SECURING PERMANENT GREEN CARDS

We have assisted hundreds of immigrant investors from 40+ countries through the EB-5 program



\$1 BILLION IN ECONOMIC DEVELOPMENT

Our projects have resulted in more than \$1 Billion in economic development



RETURNED FULL CAPITAL CONTRIBUTIONS

To investors on multiple projects



OUR GLOBAL TEAM - DEDICATED TO YOUR SUCCESS



Chairman and CEO
ROBERT W. KRAFT



President
DAN WYCKLENDT



Senior Vice President
JENNIFER SHERER



Chief Financial Officer
SCOTT MISWALD



Vice President
JOHN WIDMER



VP of Global Business Development
MANUEL ORTIZ



Client Services Director
EVELYN CAMPOS



Senior Accountant
MATT UY



Office Manager
STELLA FUENTES



Marketing Manager
PETER HELLAND



Director-
Asia Pacific
MICHAEL KEITH



Managing Director-
Asia Pacific
JACOB ALPREN



Managing Director-
India, Pakistan &
Middle East
ASIF CHHIPA



Managing Director-
Latin America
BRUNA CANTO



Director-China
WENBO YANG



Regional Director-
South Africa
SONJA CLARKE



Regional Director-Vietnam
LYHN PHAN

 GLOBAL PRESENCE - Recognized by national and international media as a leading practitioner

THE WALL STREET JOURNAL.

TIME

The Tribune
VOICE OF THE PEOPLE

MILWAUKEE
JOURNAL SENTINEL

CHINADAILY
中國日報


sina

搜 狐
S O H U . c o m

The Korea Herald


Jagran

Forbes

FOX
NEWS
channel


NBC

Newsweek

abc

 CBS

The Washington Post

PAST PROJECTS



APPROVAL HISTORY

I-526 APPROVAL

Department of Homeland Security
U.S. Citizenship and Immigration Services

I-797, Notice of Action

THE UNITED STATES OF AMERICA

| | | |
|------------------------------------|---------------|--------------------|
| RECEIPT NUMBER | CASE TYPE | 1526 |
| RECEIPT DATE September 24, 2009 | PRIORITY DATE | September 23, 2009 |
| NOTICE DATE January 6, 2010 | PAGE | 1 of 1 |

IMMIGRANT PETITION BY ALIEN ENTREPRENEUR APPLICANT

800 WILSHIRE BLVD STE 900
LOS ANGELES CA 90017

Notice Type: Approval Notice
Section: Investor - Target employment area, 203 (b) (5) (C) (ii) INA

The above petition has been approved.

We have sent it to the Department of State National Visa Center (NVC), 32 Rochester Avenue, Portsmouth, NH 03801-2909. NVC processes all approved immigrant visa petitions that need consular action and also determines which consular post is the appropriate consulate to complete visa processing. The NVC will then forward the approved petition to that consulate.

This completes all USCIS action on this petition. If you have any questions about visa issuance, please contact the NVC directly. The telephone number to NVC is (603) 334-0700. Please allow 90 days before contacting the National Visa Center regarding your petition.

The NVC will contact the person for whom you are petitioning concerning further immigrant visa processing steps.


Please read the back of this form carefully for more information.

The approval of this visa petition does not in itself grant any immigration status and does not guarantee that the alien beneficiary will subsequently be found to be eligible for a visa, for admission to the United States, or for an extension, change, or adjustment of status.

THIS FORM IS NOT A VISA NOR MAY IT BE USED IN PLACE OF A VISA.

Please see the additional information on the back. You will be notified separately about any other cases you filed.

U.S. CITIZENSHIP & IMMIGRATION SVC
CALIFORNIA SERVICE CENTER
P. O. BOX 30111
LAGUNA NIGUEL, CA 92607-0111
Customer Service Telephone: (800) 375-5283



Form I-797 (Rev. 01/31/06) N

I-829 APPROVAL

Department of Homeland Security
U.S. Citizenship and Immigration Services

I-797, Notice of Action

THE UNITED STATES OF AMERICA

U.S. Department of Homeland Security
P.O. Box 15526
Laguna Niguel, CA 92607-0526
U.S. Citizenship and Immigration Services

TO:

Date of Decision: 02/15/2013

Petition: Form I-829

New Classification Symbol: E-51

Refer to file number: _____

Admission Date: 09/11/2010


Derivative Dependents:

| Relationship | Date of Birth | A-Number |
|--------------|---------------|----------|
| | | |
| | | |
| | | |
| | | |
| | | |
| | | |

NOTICE OF REMOVAL OF CONDITIONAL BASIS OF LAWFUL PERMANENT RESIDENCE

Your request for the removal of the conditional basis of your permanent resident status has been approved. You are deemed to be an unconditional lawful permanent resident of the United States as of the date of your original admission of adjustment of status.

Sincerely,



Donna F. Campagnolo
Acting Director
California Service Center

COPY

Form I-797 (Rev. 01/31/06) N

PROVEN PROCESS

We employ a highly sophisticated and conservative approach to originating and underwriting investments.

We prioritize achieving investor goals through job creation and principal preservation.



VET PROJECTS

Carefully vet projects for EB-5 suitability, risk, capital preservation and the facilitation of permanent green cards



ANALYZE OPPORTUNITIES

Analyze opportunities for job creation, industry, location, timeline and certainty of project completion



UNDERWRITE

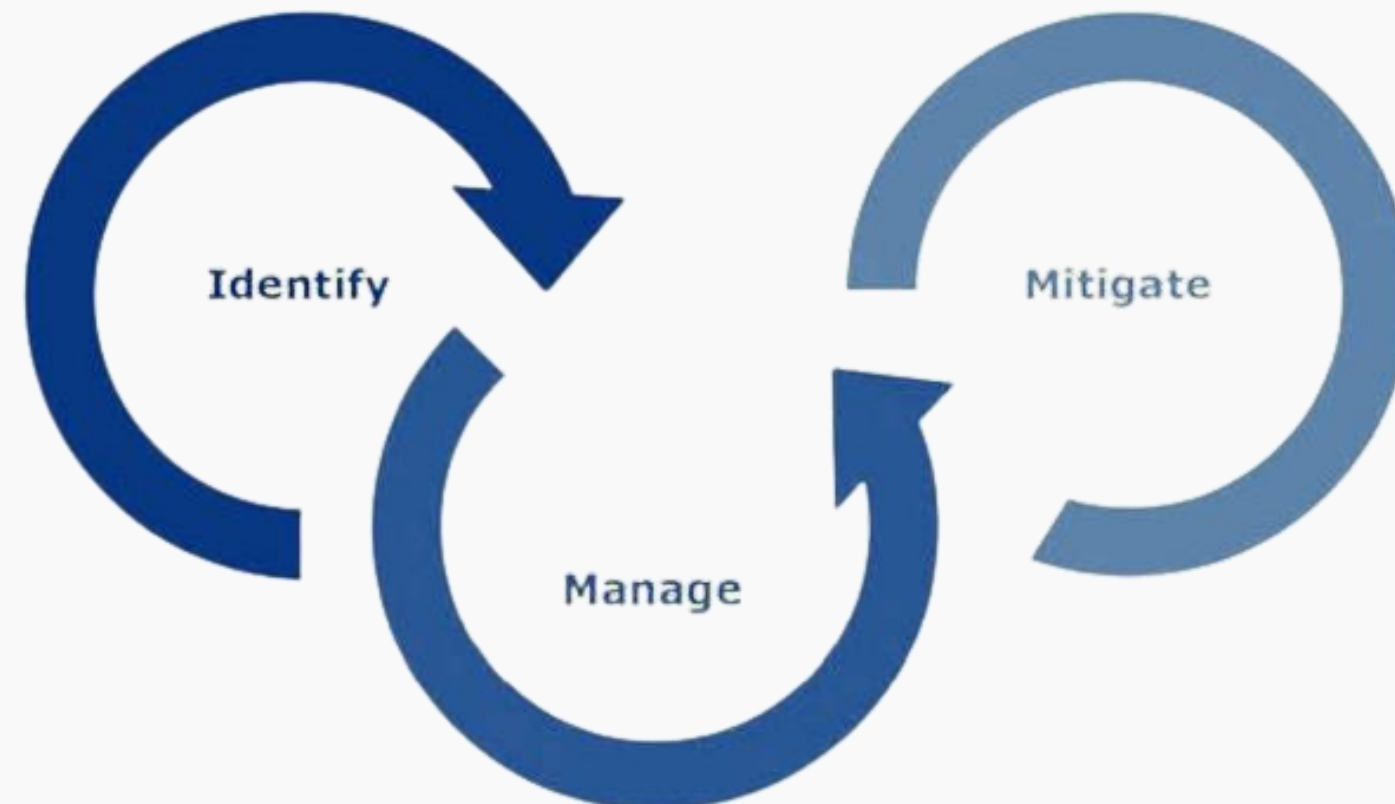
Apply conservative underwriting methodology

PROVEN PROCESS

From our extensive experience closing transactions, we've developed a detailed, well-documented underwriting process.

DETAILED UNDERWRITING

- ▶ Background on all principals
- ▶ Detailed financial modeling
- ▶ Job creation projection
- ▶ Collateral analysis for principal preservation
- ▶ Environmental impact
- ▶ Market studies
- ▶ Appraisals
- ▶ Economic impact report



PROVEN PROCESS

OUR INVESTMENT IS JUST THE BEGINNING OF AN ONGOING RELATIONSHIP WITH THE BORROWER / SPONSOR

CAREFUL ASSET MANAGEMENT

- ▶ FirstPathway monitors job creation at portfolio companies to ensure EB-5 eligibility is maintained
- ▶ We also closely track portfolio-companies' financials and business practices
 - Ensure the borrower/sponsor is following all covenants related to the documents
 - Ensure safe and sound business practices coupled with long-term strategy to further assure principal preservation
 - Financial statement review
 - Attend Board Meetings
 - Operational and performance reviews with management
 - Annual reviews of detailed budgets and expenditures

EB-5 OVERVIEW



U.S. Citizenship
and Immigration
Services

- ▶ Created by the U.S. Congress in 1990
- ▶ Minimum \$800,000 investment (TEA)
- ▶ Covers applicant, spouse, and any unmarried children under 21
- ▶ EB-5 is eligible for concurrent adjustment of status with travel permission and employment authorization
- ▶ After approval, immigrants can receive a 'conditional' green card good for 2 years
- ▶ If the investment is maintained and has created at least 10 jobs, the immigrant becomes a permanent green card holder, eventually eligible for U.S. citizenship

EB-5 PROCESS

Designed for high-net worth individuals and their family, who desire unlimited access to the U.S.

APPLICANTS MUST:

- Pass a criminal background check.
- Document the source of the \$800,000.
- Have a desire to live in the U.S.

APPLICANTS DO NOT HAVE TO:

- Have management experience.
- Document their net worth in excess of the \$800,000 plus fees.
- Live full-time in the U.S.
- Speak English.

EB-5 PROCESS

1

APPLICATION

- ▶ FPP works with your immigration attorney to review your application, help compose a transparent financial picture, and provide a complete list of documents

2

DEPOSIT

- ▶ Make a \$800,000 USD USCIS qualifying deposit in the escrow account (it's still your money) where it remains until your application is filed
- ▶ U.S. Immigration Attorney submits I-526E Petition to the U.S. Government
- ▶ Option for concurrent Adjustment of Status (I-485), with Employment Authorization (I-765) and Travel Permission (I-131)

3

APPROVAL PROCESS

- ▶ Your funds are hard at work creating jobs in preapproved industries
- ▶ Congratulations! Your application has been approved!

4

CONDITIONAL GREEN CARD

- ▶ Process at a local consulate if not previously done through Adjustment of Status
- ▶ Enter the U.S.
- ▶ Reenter the U.S. once every 179 days or file for Re-Entry Permit
- ▶ Time in Conditional Green Card status is credited towards 5 years of residency required to apply for U.S. Citizenship

5

REMOVAL OF CONDITIONS

- ▶ FPP provides verification of 10+ jobs through your sustained investment
- ▶ U.S. Immigration Attorney submits I-829 Petition to the U.S. Government
- ▶ Ability to receive investment redemption

6

PERMANENT GREEN CARD

- ▶ Congratulations! Your conditions have been removed
- ▶ Simply renew your green card every 10 years to maintain status
- ▶ Option for U.S. Citizenship if you have been in the U.S. 30 months or more during the past 5 years, and have never left for more than six months at a time

EB-5 PROCESS

As an EB-5 investor, your Green Card allows you full access to the U.S.

- ▶ Live and work anywhere in the U.S.
- ▶ Setup your business anywhere and have access to grants
- ▶ Educational benefits; tuition savings at many U.S. Universities
- ▶ Access to public healthcare benefit options
- ▶ Hold a permanent Green Card and if desired U.S. citizenship

“We are passionate about our investors, the safety of their investment, the full return of their investment, and obtaining the best projects we can for our clients.”



Scott Miswald
CFO



100% Success Rate on
Permanent Green Card Issuance



Capital Returned on Multiple
Projects



\$1 Billion in Economic
Development

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