What Every Lawyer Should Know About Immigration Law Series

Part 3: Employment-Based Immigrant Visas and Corporate Compliance

TABLE OF CONTENTS

Immigrant Visas & Corporate Compliance **Tab 1**
(with detailed Table of Contents)

Immigrant Visas Part A

Corporate Compliance Part B

PowerPoint Presentations **Tab 2**

Immigrant Visa Options and Corporate Compliance Part A

Office of Special Counsel for Immigration-Unrelated Unfair Employment Practices Part B

About the Speakers **Tab 3**

MCLE Course Information **Tab 4**

What Every Lawyer Should Know About Immigration Law Series

Employment-Based Immigrant Visas and Corporate Compliance

TABLE OF CONTENTS

A. Immigrant Visas

Employment-Based immigration: The First Three Preferences……1

Obtaining Labor Certification and Immigrant Visa Based Upon an Offer of Employment……18

Form ETA-9089 and Instructions……25

Matter of Delitizer, 88-IMA-482 (BALCA 1990)……46

Matter of Loma Linda Foods, 89-INA-289 (BALCA 1991)……54

Matter of Big Apple Compactor, 2008-INA-00009 (BALCA 2008)……66

USCIS Memo on Determination of Ability to Pay Under 8 CFR § 204.5(g)(2)……73

USCIS Memo on Educational and Experience Requirements for Employment-Based Second Preference (EB-2) Immigrants……76

Obtaining Permanent Residence Without Labor Certification……82

Kazarian v. USCIS, 596 F.3d 1115 (9th Cir. 2010)……89

Sample Requests for Evidence and Decisions……103

Matter of New York State Dept. of Transportation, 22 I&N Dec. 215 (Comm. 1998)……113

EB-5 Immigrant Investor USCIS Presentation and Useful Links……120

U.S. Department of State of Visa Bulletin and Other Cut-off Lists……121

B. Corporate Compliance

Form I-9 and Instructions……..202

ICE Form I-9 Inspection Overview……207

USCIS Employer Compliance Handbook……214

Substantive vs. Technical Failures Under the Good Faith Defense……..215

E-Verify Employer's User Manual……..216

Faculty Biographical Information……217

PowerPoint Presentations……..218