



**OLSEN LAW FIRM
IMMIGRATION NEWSLETTER**

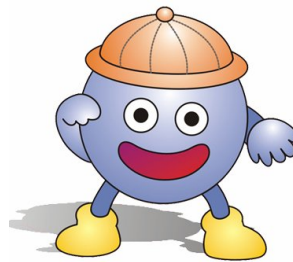
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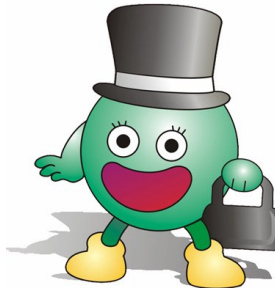
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We welcome you to meet the Immis! They help us simplify the immigration process for you. The Immis are in every issue of our newsletter and act as your personal guides to various immigration topics.



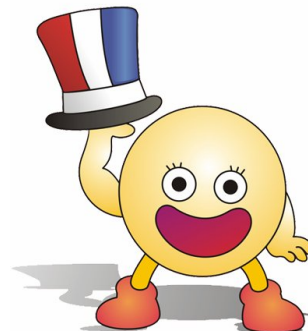
Immi Jr.

Immi Jr. will address nonimmigrant issues



Immi

Immi will address immigrant issues



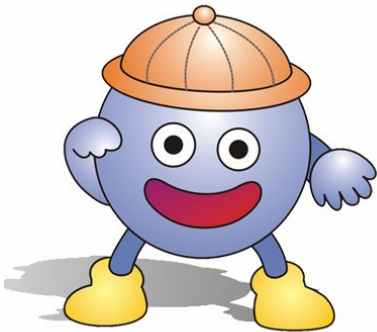
Citizen Immi

Immi will address citizenship issues

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IMMEDIATE INFORMATIONAL RELEASES



Immi, Jr. says: F-1 and M-1 students, you need to be aware that the USCIS has a new procedure for reinstatements.

USCIS ANNOUNCES FILING CHANGE FOR FORM I-539 APPLICATION FOR EXTENSION/CHANGE OF NONIMMIGRANT STATUS FOR THE PURPOSE OF STUDENT REINSTATEMENT

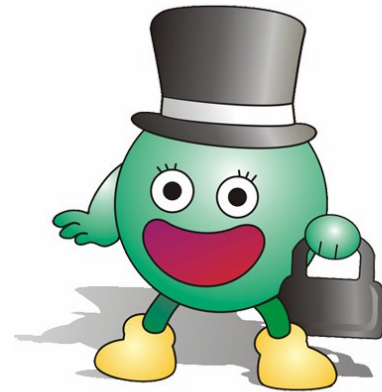
SOURCE: AMERICAN IMMIGRATION LAWYERS ASSOCIATION (AILA)

Beginning October 30, 2006, local USCIS offices will forward any new filings for Form I-539, Application to Extend/Change Nonimmigrant Status, for F-1 and M-1 student reinstatement, to the California Service Center or the Vermont Service Center, depending on where the student is engaged in academic or vocational study. The California Service Center will receive F-1 and M-1 reinstatement applications from USCIS District and Sub Offices located in: AK, AZ, CA, CO, GU, HI, ID, IL, IN, IA, KS, MI, MN, MO, MT, NE, NV, ND, OH, OR, SD, UT, WA, WI, and WY. The Vermont Service Center will receive F-1 and M-1 reinstatement applications from USCIS district and sub offices located in: AL, AR, CT, DE, DC, FL, GA, KY, LA, MA, MD, ME, MS, NH, NJ, NM, NY, NC, SC, OK, PA, PR, RI, TN, TX, VA, VI, VT, and WV. This transfer is being implemented in preparation for Phase 3 of Bi-Specialization, the USCIS initiative to use centralized filing and bi-specialized adjudication. Through the Bi-Specialization effort, USCIS is aligning similar workloads between two “sister” service centers, in this case the California and Vermont Service Centers, working toward process efficiencies and consistency in the adjudication of applications for F-1 and M-1 reinstatements.

Customers applying for student reinstatement will receive a receipt notice from the service center that will process their case. USCIS District Offices will continue to process student reinstatement cases received before October 30, 2006 using existing procedures. Local USCIS Offices will continue to accept the Application for Extension/Change of Nonimmigrant Status (I-539) specifically for the purpose of student reinstatement until such time when provisions are in place allowing for direct mail filing.

Applications received by a local USCIS office prior to October 30, 2006, will remain within the jurisdiction of that office for the completion of processing. Therefore, it is not necessary for individuals who previously filed an application at a local USCIS office to file a new application in connection with this change of procedure.

Immi Says: Look!! The USCIS has expanded the Premium Processing service for I-140 Immigrant Petition for Alien Worker.



USCIS TO EXPAND PREMIUM PROCESSING SERVICE

SOURCE: AMERICAN IMMIGRATION LAWYERS ASSOCIATION (AILA)

U.S. Citizenship and Immigration Services (USCIS) announced the addition of a new visa category – the EB-1 Aliens with Extraordinary Ability, now available for requesting Premium Processing Service. Premium Processing Service allows U.S. businesses to pay a \$1,000 Premium Processing fee in exchange for 15-calendar-day processing of their case.

Beginning November 13, 2006, USCIS will begin accepting Premium Processing requests for Form I-140 Immigrant Petition for Alien Worker, involving EB-1 Aliens with Extraordinary Ability.

Petitioning employers who wish to use the Premium Processing Service must submit Form I-140, Immigrant Petition for Alien Worker, along with Form I-907, Request for Premium Processing Service, and a \$1000 processing fee.

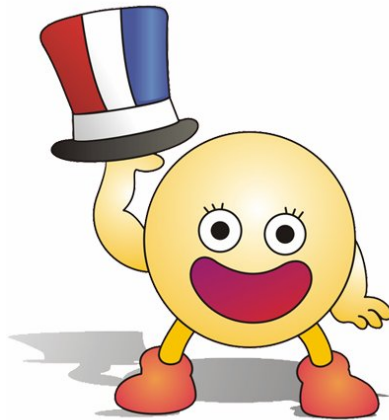
Under the Premium Processing Service, USCIS guarantees petitioners that, for a \$1,000 processing fee, it will issue either an approval notice, or where appropriate, a notice of intent to deny, a request for evidence or open an investigation for fraud or misrepresentation, within 15 calendar days of receipt. If the petition is not processed within 15 calendar days, USCIS will refund the \$1,000 fee and continue to process the request as part of the Premium Processing Service. In addition to faster processing, petitioners who participate in the program may use a dedicated phone number and e-mail address to check on the status of their petition or ask any other questions they may have concerning their petition. Premium Processing Service continues to be available for previously designated classifications within Form I-140 and Form I-129, Petition for Nonimmigrant Worker.

Since 2001, Premium Processing Service has been available for several nonimmigrant classifications within Form I-129, including E Treaty Traders and Investors, H-1B Specialty Occupation Workers, H-2B Temporary Workers performing non-agricultural services, H-3 Trainees, L Intracompany Transferees, O Aliens of Extraordinary Ability and those performing essential support services, P Performers and Athletes and those performing essential support services, Q international Cultural Exchange Visitors, R Religious Workers, and NAFTA

Professionals from Canada and Mexico. Form I-129 petitions for those nonimmigrant worker classifications will continue to be eligible for Premium Processing Service unless the filing period has closed (for example, when the annual cap for a specific visa classification has been reached.)

Also, earlier this year, USCIS began accepting Premium Processing Service requests for petitions involving five other immigrant visa categories, EB-1 Outstanding professors and Researchers, EB-2 Members of Professions with Advanced Degrees or Exceptional Ability *not seeking a National Interest Waiver*, EB-3 Professionals, EB-3 Skilled Workers, and EB-3 Workers other than Skilled Workers and Professionals. Employers file for these immigrant visa categories using the Immigrant Petition for Alien Worker (Form I-140) as well.

Citizen Immi Says: U.S. citizens!! You need to remember when you file the I-129F for your spouse that the application will be transferred to California Service Center or Vermont Service Center for adjudication.



USCIS ANNOUNCES TRANSFER OF FORM I-129F (K-3-SPOUSE OF U.S. CITIZENS ONLY), PETITION FOR ALIEN FIANCÉ

[SOURCE: AMERICAN IMMIGRATION LAWYERS ASSOCIATION \(AILA\)](#)

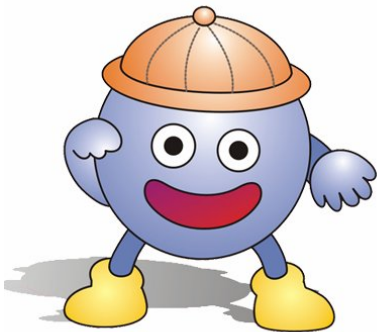
Beginning October 23, 2006, U.S. Citizenship and Immigration Services (USCIS) National Benefits Center (NBC) began transferring Form I-129F, Petition for Alien Fiancé(e), (petitions for K-3-spouses of U.S. citizens only), to the California Service Center (CSC) and the Vermont Service Center (VSC), depending on the location of the related Form I-130, Petition for Alien Relative. This transfer is being implemented in preparation for Phase 3 of the USCIS initiative to use centralized filing and bi-specialized adjudication. Through this Bi-Specialization effort, USCIS continues to align similar workloads between two “sister” service centers, CSC and VSC, to better manage cases and improve customer service.

USCIS will continue to forward approved Form I-129F (K-3) petitions to the National Visa Center (NVC) for consular processing. However, it will retain approved Form I-130 petitions, based upon a mutual agreement with the Department of State. USCIS will retain all approved Forms I-130 for retrieval upon the beneficiary’s eventual application for adjustment of status (Form I-485), unless the petitioner clearly indicates on Form I-130 that the beneficiary will use the consular process. USCIS will store approved Form I-130 petitions at its National Record Center (NRC).

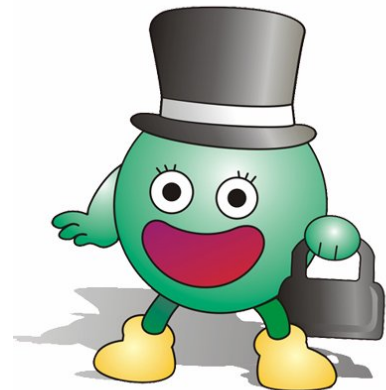
USCIS has implemented this process change because most K-3 beneficiaries apply for lawful permanent residence by filing Form I-485, Application to Register Permanent Residence or Adjust Status, following their arrival in the United States, as opposed to using their approved Form I-130 petition to apply for an immigrant visa abroad. By retaining the approved Form I-130 petition at the NRC, USCIS will reduce unnecessary file movement and eliminate applicable costs and fees associated with immigrant visa processing.

If the beneficiary should later elect to consular process instead of applying for adjustment of status, Form I-824, Application for Action on an Approved Application or Petition, must be filed with the USCIS office that approved Form I-130. Upon favorable action on Form I-824, USCIS will send Form I-130 to the NVC.

This internal transfer of work does not alter the existing filing instructions for any of the forms. Accordingly, USCIS customers who file Forms I-130, I-129F (K-3-spouses of U.S. citizens only), and I-485 should continue to follow the current filing instructions on these forms. Customers affected by this transfer will receive a receipt notice from the NBC notifying them of the location to which their Form I-129F has been transferred.



***Immi Say: Good News!!
The U.S. Government has
eliminated US\$50 reciprocal
issuance fee for all non-
immigrant visas to encourage
more Indian business people
and tourists to travel to the
U.S.A***



U.S. ELIMINATES NONIMMIGRANT VISA ISSUANCE FEE FOR ALL INDIAN APPLICANTS

SOURCE: AMERICAN IMMIGRATION LAWYERS ASSOCIATION (AILA)

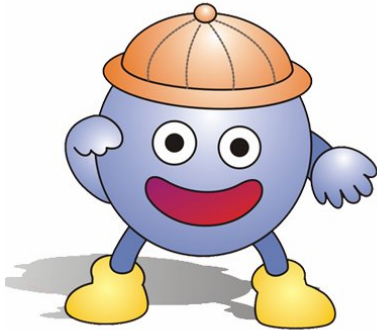
U.S. Ambassador to India David C. Mulford announced today that the U.S. Government has eliminated the US \$50 reciprocal issuance fee for all non-immigrant visas for Indian citizens, effective immediately. The result will be a 33% reduction in the cost of obtaining a visa.

“I am pleased to announce this reduction in charges, effective immediately,” said the Ambassador. “I hope it encourages more Indian business people and tourists to travel to America.”

Visa applicants will still be required to pay an application fee of US \$100 at a designated HDFC bank branch prior to scheduling a visa interview. Last month, the Embassy and Consulates

General implemented procedures eliminating the visa appointments backlog for Indians who plan travel to the United States. Appointments are currently available for non-immigrant visa applications at all U.S. consular offices in India.

QUICK INFORMATION BYTES

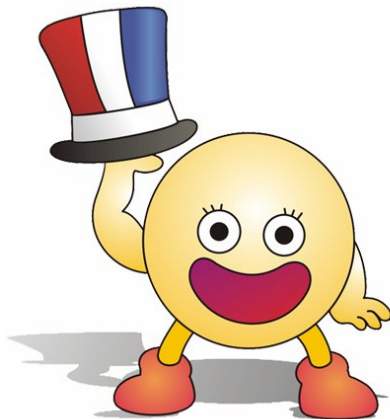
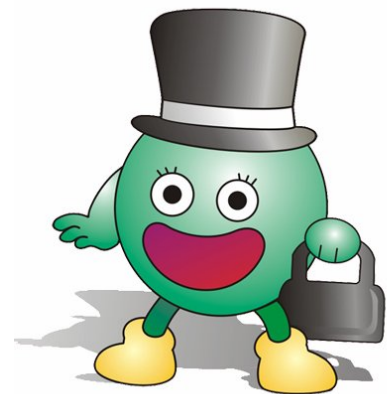


Immi, Jr. says: To obtain H-1B status the basic educational requirement is a four-year undergraduate degree.

SOURCE: TERRENCE L. OLSEN, ESQ., OLSEN LAW FIRM

Immi says: Holiday season is coming. Pending immigrants, you need to make sure you have already applied for your Advance Parole so you can travel home to visit your family and friends.

SOURCE: TERRENCE L. OLSEN, ESQ., OLSEN LAW FIRM



Citizen Immi says: A permanent resident who has been married to and living with the same U.S. citizen for the last three years is eligible to apply for Naturalization. You need to make sure you have documents to show the joint obligation with your spouse by the time of the initial interview.

SOURCE: TERRENCE L. OLSEN, ESQ., OLSEN LAW FIRM

QUESTIONS AND ANSWERS

Explanation: If you have questions concerning immigration related issues or concerns and are of a non-advice and pure general interest nature, please e-mail them to tolsen@tlolaw.com.

IMPORTANT IMMIGRATION RELATED WEB SITES

<http://uscis.gov/graphics/index.htm>

- US Citizenship and Immigration Services Web Link

<http://www.dol.gov/>

- Dept. of Labor Web Link

<http://www.state.gov/>

- Dept. of State Web Link

<http://www.embassy.org/>

- Embassies in Washington D.C. Web Link

<http://www.aviso.net/government/embassies/>

- Embassies Located Inside and Outside U.S. Web Link

CONTACT INFORMATION

Please visit: www.tlolaw.com for our web site
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