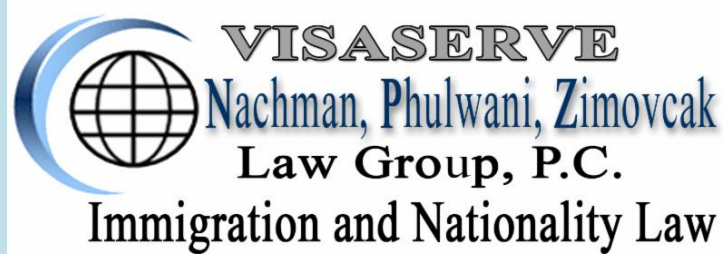


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Nachman Phulwani Zimovcak (NPZ) Law Group, P.C. - U.S. and Canadian Immigration and Nationality Law Newsletter and Updates.



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Dear Readers:

Criminal investigations, business audits and arrests by U.S. Immigration and Customs Enforcement (ICE), Homeland Security Investigations (HSI), Special Agents and Auditors surged in fiscal year 2018 compared to the previous year, following a commitment made by the Agency in late-2017 to step-up worksite enforcement efforts throughout the U.S.

The Immigration and Nationality Lawyers and Immigration Specialists at the Nachman Phulwani Zimovcak (NPZ) Law Group continue to assist corporate clients and their HR staff in a variety of industry sectors with audits and investigations as well as the implementation of a variety of immigration compliance programs.

The brand of worksite enforcement being practiced by ICE fails to account for the fact that job openings are high and unemployment low in many of the industries in which undocumented immigrants tend to work (such as construction, restaurants, and landscaping). Yet the legal pathways available to immigrants who want to fill these jobs is inadequate to meet demand. Undocumented immigration unfortunately becomes result of this mismatch.

It is important to keep in mind that native-born workers would benefit if immigrant workers were able to enter the country through legal

REQUIREMENT.

KNOW BEFORE YOU GO: NPZ LAW GROUP HELPS EASE THE STRESS OF HOLIDAY TRAVEL FOR CERTAIN FOREIGN NATIONALS.

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NPZ ASSISTS IMMIGRANTS IN THE GREATER BRAZILIAN AND PORTUGUESE COMMUNITIES: Suprema Corte dos EUA analisa caso crucial de imigração.

REFORM OR ELIMINATE EB-5 INVESTOR VISAS: TRUMP ADMINISTRATION TELLS CONGRESS.

:: 201-670-0006
(ext. 100)

:: info@visaserve.com

:: www.visaserve.com

**PRESS RELEASE:
DAVID H.
NACHMAN, ESQ.
APPOINTED AS
CHAIR OF THE
NJSBA
INTERNATIONAL
LAW**

channels in numbers sufficient to meet the demand. Undocumented workers are exploited by unscrupulous employers; used to undercut wages and working conditions for the native-born.

In fiscal year 2018, HSI opened 6,848 Worksite Investigations compared to 1,691 in FY17; initiated 5,981 I-9 audits compared to 1,360; and made 779 criminal and 1,525 administrative worksite-related arrests compared to 139 and 172, respectively; all of these categories surged by 300 to 750 percent over the previous fiscal year.

ICE has engaged in a multi-prong approach to utilize enforcement (criminal arrests of employers and employees), compliance (employment verification inspections, civil fines, and referrals for debarment) and outreach (IMAGE) to promote a culture of US immigration compliance and accountability.

We remind our readers that we are U.S. and Canadian Immigration and Nationality Lawyers and that we can assist you, your family or your colleagues with immigration and nationality law matters throughout the United States and the world. Please feel free to email us at info@visaserve.com or you can call us anytime at 201-670-0006 (x107).

ABC'S OF H-1Bs (THIS IS PART 1 OF AN 8 PART SERIES) H-1B FILING SEASON (FOR THE 2019 DEADLINE ON APRIL 1st) GETS INTO FULL-SWING FOR H-1B EMPLOYERS AND PROSPECTIVE H-1B EMPLOYEES.

Based on the new rule proposed on December 3rd, United States Citizenship and Immigration Services (USCIS) plans to eliminate the current requirement that employers file cap-subject H-1B petitions during the first week of April. Instead, should the regulation become effective in 2019, employers will be given a 15-day period at least 2 weeks prior to April 1st to submit free online registration forms.

Also, in contrast to prior years, the lottery for 65,000 H-1Bs will occur prior to the lottery for 20,000 H-1Bs for beneficiaries with advanced degrees from U.S. universities. But, will the new proposed rule go into effect in 2019? USCIS has limited the comment period on the proposed regulation to 30 days which signals that the Agency wishes to implement the new online registration system in 2019.

However, if this is not possible, USCIS will have to wait until 2020 to do so. Meanwhile, we will follow the old procedures. What does this mean for the immigration practitioners, professionals, and prospective H-1B employers and employees? To better prepare for the H-1B cap season, this article endeavors to summarize a few practice pointers that every prospective H-1B employer and employee needs to know.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

THE H-1B WORLD IS ROCKED: DHS PROPOSED CHANGES TO THE H-1B VISA LOTTERY PROCESS.

David Nachman, Esq., Managing Attorney at NPZ Law Group, says "for the new year there are some really big changes on the cusp for the H-1B Visa Lottery program". The US and Canada Immigration and Nationality Lawyers at the Nachman Phulwani Zimovcak (NPZ)



The New Jersey State Bar Association (NJSBA) recently announced its appointment of David Nachman, Esq., one of the Managing Attorneys of Nachman Phulwani Zimovcak (NPZ) Law Group, P.C., as Chair of the NJSBA International Law Committee for 2018-2019.
[Read More . . .](#)

KNOW YOUR RIGHTS!



If you are stopped by an Immigration or Police Officer; you can choose to:

[Read More . . .](#)

Law Group continue to closely monitor the changes.

On November 30th, 2018, the Department of Homeland Security (DHS) announced a notice of proposed rulemaking that would require petitioners seeking to file H-1B cap-subject petitions to register electronically with the U.S. Citizenship and Immigration Services (USCIS) during a designated registration period. Under the proposed rule, USCIS would also reverse the order by which the agency selects H-1B petitions under the H-1B cap and the advanced degree exemption. The proposed regulation was published in the Federal Register on Monday, December 3rd, 2018. USCIS will accept public feedback on the proposed regulation until January 2nd, 2019.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

FAMILY-BASED GREEN CARD APPLICATIONS: ELIGIBLE FAMILY MEMBERS AND ESTIMATED WAITING TIMES FOR U.S. IMMIGRATION.

Do American citizens and permanent residents become the sponsor for their spouses, children, orphans, and parents to take the green card?

How long does it take to sponsor a family member?

All green card applications are not treated the same way. Family preference category (F) must wait for a long period because they have a limited number of immigrant visas (green card) available every year. On the other hand, "immediate relatives" of U.S. citizens (IR) have an unlimited supply so there is not a line and the waiting period.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

USCIS CLARIFIES THE L-1 ONE-YEAR FOREIGN EMPLOYMENT REQUIREMENT.

USCIS has published a policy memorandum clarifying the requirement that a qualifying organization employ a principal L-1 beneficiary abroad for one continuous year out of the three years before the time of petition filing ("one-year foreign employment requirement").

This clarification is intended to ensure consistent adjudication of L-1 petitions by providing a standard basis for calculating time for the one-year foreign employment requirement.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

KNOW BEFORE YOU GO: NPZ LAW GROUP HELPS EASE THE STRESS OF HOLIDAY TRAVEL FOR CERTAIN FOREIGN NATIONALS.

This the season to be jolly . . . but it is also the season when international travel can be a folly. Many foreign nationals will be traveling outside the U.S. during the holidays. This holiday travel usually extends from the end of November through the middle of February. Of course, for some, holiday travel often seems to entail a visit to the friendly Customs and Border Protection (CBP) Officer. For others, holiday travel may entail a visit to the U.S. Consulate

NPZ'S OFFICES*:

**NPZ'S NORTHERN
NEW JERSEY OFFICE:**

VISASERVE Plaza
487 Goffle Road
Ridgewood, NJ 07450
Phone: 201-670-0006
(x107)

Please feel free to ask
about our presence in
Boston, MA. and in
Chicago, IL.

* Please note that our
immigration law practice
is national and
international in scope.
We assist our clients
throughout the U.S. and
throughout the world.

**NPZ'S CENTRAL NEW
JERSEY OFFICE:**

1348 U.S. 202
Neshanic Station
NJ 08853
Phone: 1-866-599-3625

**NEWYORK CITY
OFFICE:**

108 West 39th Street
8th Floor, Suite 800
New York, NY 10018
Phone: 1-866-599-3625

INDIANA OFFICE:

Indianapolis City Center
201 North Illinois Street
16th Floor, South Tower
Indianapolis, IN 46204
Phone: 317-936-6600

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call us or send us an
email directly at
info@visaserve.com
and we will point you in
the appropriate direction.

Office in a home or third-country.

The NPZ Law Group has posted many instructional videos on the internet which you can view on YOUTUBE about some of the nuances of international travel and seeking visas at U.S. Consular Offices. We recommend these videos for those who will be traveling. If you do not have time to view those videos, there are a few basic tips that will help to ease any potentially unpleasant international travel/return issues to the United States.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

**PRESIDENT TRUMP PROPOSES UNPRECEDENTED
RULE TO LIMIT ASYLUM SEEKERS TO THE U.S.**

How would the Trump Administration's new law impact migrants seeking asylum?

In its latest move intended to crackdown on the number of immigrants in America, the Trump Administration has issued a new rule that would ban migrants who cross the border anywhere outside of designated entry points from seeking asylum.

Immediately after the rule was announced, the ACLU and other groups challenged the law, filing suit in Federal Court. The Asylum Immigration Lawyers at NPZ Law Group explore current asylum laws and why the proposed restrictions on asylum seekers should be declared illegal.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

**DOS VISA BULLETIN UPDATE: VISA BULLETIN FOR
JANUARY 2019 - IF YOUR "PRIORITY DATE" IS
CURRENT PLEASE LET US KNOW?**

Employment-Based, First Preference (EB-1) Category

The cutoff dates in the EB-1 category for India and China move to December 15, 2016. For all other countries of chargeability, the cutoff date is set at October 1, 2017.

Employment-Based, Second Preference (EB-2) Category

In January, EB-2 for India remains at April 1, 2009. EB-2 China, meanwhile, moves ahead by a month, to August 1, 2015.

Employment-Based, Third Preference (EB-3) Category

Both EB-3 India and China remain at their previous dates, March 1, 2009 and June 8, 2015 respectively. EB-3 for the Philippines advances by one week, to June 22, 2017.

EB-3 Other Workers

With the exception of China, the cutoff dates for EB-3 other workers are the same for each country as their respective EB-3 cutoff date. For China, the cutoff date for EB3- other workers moves forward by a month and is now July 1, 2007.

Employment-Based, Fourth Preference (EB-4) Category

We have numerous individuals and organizations with whom we have relationships in Gujarat and the organizations/persons with whom we work depend upon your demographics in Gujarat (India) and the type of case you may be calling about.

Nachman Phulwani
Zimovcak (NPZ) Law
Group, P.C. (Mailing
Address only - Offices
in Ahmadabad).

c/o Mr. Shishir Goyal,
Authorized Agent
201 Nepean House
85 Nepean Sea Road
Mumbai 400006, India

Call us at
201-670-0006 (x104)
for contact details.

Shekhar Raj Sharma

SRS Legal
A1/134, Safdurjung
Enclave,
Lower Ground Floor
New Delhi-29, India

(This office provides "on the ground" services to our Indian clients such as India Divorce, India Real Estate Purchase and Sale, Business Sale Purchase, Adoption, Litigation and High Court Complaints)

In the EB-4 category, not including those for certain religious workers, EB-4 Mexico advances to April 15, 2017. EB-4 for El Salvador, Guatemala, and Honduras remains at February 22, 2016. The category remains current for all other countries.

Employment-Based, Fifth Preference (EB-5) Category

For non-regional center cases, EB-5 China remains at August 22, 2014. The EB-5 Vietnam cutoff date moves up to June 1, 2016. The category remains current for all other countries.

EB-4 Certain Religious Workers and EB-5 Regional Center Presently Listed as "Unavailable"

Similar to the April 2018 Visa Bulletin, EB-4 for certain religious workers and the EB-5 category for regional center cases are listed as unavailable. This is because both categories are scheduled to expire on midnight of January 21, 2018. Both programs are routinely extended each time a government-funding bill is passed. Assuming a government shutdown again is avoided, the expectation is that these programs will be extended. Or, if a government shutdown does occur, the programs presumably will be renewed once a budget agreement finally is reached. Either way, if they are extended, the cutoff dates in January for certain religious workers will match those of the standard EB-4 category; similarly, upon an extension of the program, the cutoff date for regional center cases will match those of non-regional center cases.

[TO READ MORE, PLEASE CLICK HERE . . .](#)

NPZ ASSISTS FOREIGN NATIONALS IN THE GREATER TURKISH AND TURKEY COMMUNITY - OUR STAFF SPEAKS TURKISH AND MANY OTHER LANGUAGES.

AİLE TABANLI GREEN CARD BAŞVURULARI: Hak Sahibi Aile Üyeleri ve Bekleme Süreleri.

Amerikan vatandaşları veya kalıcı oturum izni olan kişiler (green card sahipleri), green card alabilmeleri için esine, çocuklarına, evlatlıklarına ve kendi anne babasına sponsor olabilir mi?

[TO READ MORE, PLEASE CLICK HERE . . .](#)

NPZ ASSISTS FOREIGN NATIONALS IN THE GREATER BRAZILIAN AND PORTUGUESE COMMUNITY - OUR STAFF SPEAKS PORTUGUESE AND MANY OTHER LANGUAGES.

Como a decisão tomada no caso Nielsen v. Preap pode impactar a vida dos imigrantes nos EUA?

A Suprema Corte dos Estados Unidos analisa um caso crucial para a imigração que pode determinar se certas classes de imigrantes podem ser detidos sem a realização de uma audiência de fiança.

[PARALERMAIS, POR FAVOR, CLIQUE AQUI . . .](#)

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**REFORM OR ELIMINATE EB-5 INVESTORS VISAS:
TRUMP ADMINISTRATION TELLS CONGRESS - NPZ
IMMIGRATION LAWYER, SNEHAL BATRA, ESQ.,
MANAGING ATTORNEY IN NPZ'S BRANCBURG
NEW JERSEY OFFICE WAS INTERVIEWED ON VTV,
GUJARATI NEWS, INDIA, IN NOVEMBER, 2018.**



L-1A and EB1-3 as compared to: EB-5 Types of Investor Visas for the Green Card: \$1 million, lower economic areas, \$500,000, regional centers, clean money, investment from abroad, green card,

conditional basis, active participation, passive participation, brokers, SEC, securities exchange commission, labor lawyer, securities lawyers, corporate lawyers, employment lawyers, research proper EB-5 program for you, investment in the U.S., Entrepreneur visa, L-1A, new company, documentation, manager, For more information, please visit our website <http://visaserve.com>