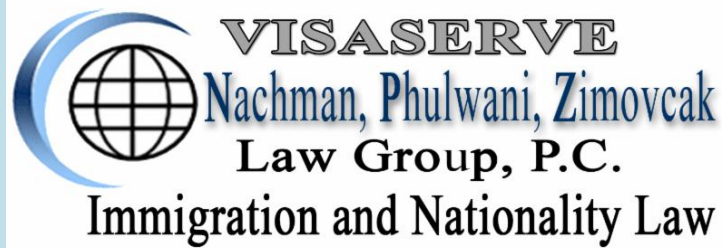


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Nachman Phulwani Zimovcak (NPZ) Law Group, P.C. - U.S. and Canadian Immigration and Nationality Law Newsletter and Updates.



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Dear Readers:

Firstly and most importantly, we trust that you and yours are safe and sound and virus-free. For those affected by COVID-19 ... our prayers are with you for a speedy recovery.

It seems as if we have entered the "twilight zone". It's difficult to believe that we have been in quarantine (and working remotely) for about two (2) weeks ... and only to hear that we may have another four (4) weeks ahead.

We have certainly entered a "brave new world" where "social distancing" is the way to show your "love" or "affection" for others. What started out as vague reports of "flu-like symptoms" have now morphed into a worldwide pandemic. A substantial portion of the country's population is under some type of stay at home order.

On a daily basis the Managing Lawyers at Nachman Phulwani Zimovcak (NPZ) are bringing you cutting-edge news in the immigration law arena. US and Canadian immigration agency operations have been dramatically affected.

Our family and business immigration lawyers are committed daily to stay abreast of changes in government policies, submit the required hard-copy petitions, and file checks to keep our clients (and their families) in status.

Tending to all of the changes ... while managing remote work, struggling to be productive with kids at home, and dealing with concerns for family and friends ... makes it feel like it's been

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months, not weeks, that we have been enduring this "brave new world".

With each passing day, we continue to work hard to develop strategies for our clients (and potential clients) to ensure that they will be able to recognize their "American Dream".

We remind our readers that we are US and Canadian Immigration and Nationality Lawyers and that we work hard for our business, family and individual clients. Please feel free to contact us by email at info@visaserve.com or by calling us anytime at 201-670-0006.

H-1B LOTTEWRY REGISTRATION CAP PETITIONS MAY BE FILED AS OF APRIL 1ST. GLITCHES IN THE REGISTRATION PROCESS?

U.S. Citizenship and Immigration Services announced on April 1st, that H-1B cap-subject petitions for fiscal year (FY) 2021, including those petitions eligible for the advanced degree exemption, may now be filed with USCIS if based on a valid selected registration.

A petitioner is only eligible to file an FY 2021 H-1B cap-subject petition if they electronically registered the beneficiary in the H-1B registration process and USCIS selected the registration submitted for the beneficiary through the random selection process.

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

USCIS TO CONTINUE PROCESSING APPLICATIONS FOR EMPLOYMENT AUTHORIZATION EXTENSION REQUESTS DESPITE APPLICATION SUPPORT CENTER CLOSURES.

On March 30th, 2020, U.S. Citizenship and Immigration Services today announced that it will reuse previously submitted biometrics in order to process valid Form I-765, Application for Employment Authorization, extension requests due to the temporary closure of Application Support Centers (ASC) to the public in response to the coronavirus (COVID-19) pandemic. This announcement is consistent with existing USCIS authorities regarding the agency's ability to reuse previously submitted biometrics.

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

COVID-19 STAFFING CRISIS AT HOSPITALS - H-1B CAP EXEMPT VISAS CAN HELP!

As Covid-19 spreads rapidly across the U.S., the country's hospitals are struggling to manage their patients. While there is an acute shortage of medical supplies, staffing is fast becoming a major concern.

To tackle the staffing issue, medical schools in many states are graduating their students a few months early to fight against the novel coronavirus. This as Governors in numerous states are

THE SUSTENSION OF PREMIUM PROCESSING THIS PAST WEEK ON ALL I-129S AND I-140S BECAUSE OF THE RECENT PANDEMIC EMERGENCY.

DAVID NACHMAN, ESQ., MANAGING ATTORNEY AT THE NACHMAN PHULWANI ZIMOVCAK (NPZ) LAW GROUP - IMMIGRATION AND NATIONALITY LAWYERS - VISASERVE- TEAMS-UP WITH MATRIMONIAL ATTORNEYS AT THE CALLAGY LAW FIRM TO DISCUSS DOMESTIC VIOLENCE RESTRAINING ORDERS (TRO) AND THE U VISA CLASSIFICATION FOR VICTIMS OF CERTAIN CRIMES.

CURE FOR THE CORONAVIRUS BOREDOM FROM QUARANTINE: GENERAL INFORMATION FROM DAVID H. NACHMAN, ESQ. - IMMIGRATION & NATIONALITY LAWYER ABOUT HOW THE SOLUTION FOR UNAUTHORIZED FOREIGN NATIONALS IN THE US MAY BE A GREAT WAY TO HELP PAY FOR THE ECONOMIC STIMULUS PACKAGE THAT WAS SIGNED BY PRESIDENT TRUMP BECAUSE OF THE CORONAVIRUS PANDEMIC STRICKEN BUSINESS ENVIRONMENT.

FREE ½ Hour Consultation with one of our Law Firm's Attorneys. NPZ's way to assist Employers and employees during these unprecedented times.

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

counting on retired health care professionals to rejoin the workforce to combat the pandemic.

But this may not be enough. In this critical time, Attorneys at Nachman Phulwani Zimovcak (NPZ) Law Group, P.C. would like to mention that some of the foreign medical professionals may qualify to work in the U.S. under the general H-1B Cap Exemptions criteria. There is no set quota and can be applied at any time of the year.

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

USCIS ANNOUNCES FLEXIBILITY FOR REQUESTS FOR EVIDENCE, NOTICES OF INTENT TO DENY.

In response to the Coronavirus (COVID-19) pandemic, U.S. Citizenship and Immigration Services on March 27th, 2020, announced that it is adopting measures to minimize the immigration consequences associated with responding to requests for evidence (RFEs) and notices of intent to deny (NOIDs) dated between March 1 and May 1, 2020.

For applicants and petitioners who receive an RFE or NOID dated between March 1 and May 1, 2020, any responses submitted within 60 calendar days after the response deadline set forth in the RFE or NOID will be considered by USCIS before any action is taken.

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

THE IMPACT OF COVID-19: WHILE UNIVERSITIES SHUT THEIR DOORS, INDIAN EMBASSY ASKS INTERNATIONAL STUDENTS TO STAY PUT.

In the wake of shutting down on-campus operations and moving to online classes by many Universities and Colleges across the U.S. due to the scare and spread of COVID-19, the Indian Embassy has advised students to avoid travel, both international and domestic.

The Consulate General of India in New York in its advisory asked the Indian International students to remain in On-Campus housing or move-in with friends and families.

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

FREQUENTLY ASKED QUESTIONS FOR SEVP STAKEHOLDERS ABOUT COVID-19.

This article provides answers to frequently asked questions from Student and Exchange Visitor Program (SEVP) stakeholders about the impact of the Coronavirus Disease (COVID-19) on SEVP-certified schools and F and M students.

Note: SEVP continues to actively monitor COVID-19 and provide up-to-date information to stakeholders, including designated school officials (DSOs) and F and M students. Due to the fluid nature of this situation, the answers in this document may be subject to change. Refer to ICE.gov/COVID19 for the most up-to-

:: info@visaserve.com

:: www.visaserve.com

UPCOMING EVENT:

Employer Immigration Compliance: I-9s and Beyond

May 12th, 2020

Time: 9 am - 1 pm

Location: Formerly,
Sheraton Parsippany, NJ
- To be shifted to
WEBINAR

Free admission but
registration is required.
RSVP by 4/26/2020
to: info@visaserve.com

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WHAT IF MY CASE DID NOT GET CHOSEN IN THE H-1B LOTTERY: EXPLORING WORK VISA OPTIONS BEYOND THE H-1B CAP (PART VII OF AN VIII PART SERIES) .

Last year USCIS received approximately 201,011 H-1B petitions for the fiscal year 2020. Once the random selection process (if a sufficient number of registrations are received) has been completed USCIS starts to send receipt notices. With uncertainty looming large as to who may or may obtain an H-1B in the 2021 H-1B Fiscal Year Lottery, it is time that prospective H-1B visa beneficiary hopefuls start exploring other work visa options that may allow them to work and live in the United States on a temporary basis. This article provides a snapshot of possible work visa options that may be available to prospective H-1B nonimmigrant work visa beneficiaries who do not get chosen to be among the lucky few who are chosen to be in the 2021 Fiscal year H-1B cap.

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

DOS VISA BULLETIN UPDATE: VISA BULLETIN FOR APRIL 2020 - IF YOUR "PRIORITY DATE" IS CURRENT, PLEASE LET US KNOW? YES, . . . WE KNOW . . . MOVEMENT HAS BEEN SLOW!

This Visa Bulletin summarizes the availability of immigrant numbers during April for: "Final Action Dates" and "Dates for Filing Applications," indicating when immigrant visa applicants should be notified to assemble and submit required documentation to the National Visa Center.

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

CANADIAN IMMIGRATION LAW NEWS.

EXPRESS ENTRY DRAW TO APPLY FOR PERMANENT RESIDENCE - #140.

On March 23, 2020, The Minister of Citizenship and Immigration issued 3,232 Invitation to Apply ("ITA") for Permanent Residence under the Express Entry system.

**PRESS RELEASE:
DAVID H.
NACHMAN, ESQ.
CONTINUES
TO SERVE
AS CHAIR OF
THE NJSBA
INTERNATIONAL
LAW
COMMITTEE.**



David Nachman, Esq., one of the Managing Attorneys at the Immigration and Nationality Law Firm of Nachman Phulwani Zimovcak (NPZ) Law Group, P.C. - VISASERVE - continues to serve as Chair of the International Law Section of the New Jersey State Bar Association (NJSBA).

KNOW YOUR RIGHTS!

The minimum Comprehensive Ranking Score ("CRS") is currently 467. This draw only included candidates who adjusted their Canadian Experience Class with Express Entry. Tie-breaking rule was in place.

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

MANDATORY QUARANTINE WHEN ENTERING CANADA.

Starting Thursday, March 26th, 2020, Canada will impose mandatory quarantine under the Quarantine Act. All International travelers entering Canada by air, sea or land will be subject to mandatory 14-day self-isolation to stop the spread of COVID-19. The travelers will provide their contact details of stay to Canada Border Services Agency Officers when entering Canada.

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

CANADIANS CROSSING THE BORDER WITH THE U.S. PLATED VEHICLE.

The Canada Border Services Agency ("CBSA") is prepared to help Canadians who have been outside of Canada for an extended period and are heeding the advice of the Government of Canada to return home.

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

**CHECKOUT VISASERVE'S REGULARLY
UPDATED YOUTUBE VIDEO LIBRARY
(SOME SELECTIONS BELOW) ABOUT U.S.
AND CANADIAN IMMIGRATION LAWS:**

**"IMMIGRATION NEWS AND VIEWS" -
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Check us out at . . .

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**CURE FOR THE CORONAVIRUS BOREDOM FROM
QUARANTINE: GENERAL INFORMATION FROM
DAVID H. NACHMAN, ESQ. - IMMIGRATION &
NATIONALITY LAWYER FOR HUMAN RESOURCES
(HR) MANAGERS AND PROFESSIONALS WITH**



REGARD TO LAYOFFS, FURLOUGHS, AND TERMINATIONS OF H-1B AND OTHER NONIMMIGRANT WORKERS (L-1, O-1, P-3, R-1) AND IMMIGRANT VISAS (PERM) IN THIS CORONAVIRUS PANDEMIC STRICKEN BUSINESS ENVIRONMENT.

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

Read on and "Know Your Rights" ...

AT NPZ ... WE SPEAK YOUR LANGUAGE:

U.S. Immigration News in Spanish.

U.S. Immigration News in Turkish.

U.S. Immigration News in Japanese.

U.S. Immigration News in Portuguese.

NPZ'S OFFICES*:



Most foreign workers, who are not lawful permanent residents ("green card" holders) or other workers with unlimited work authorization not tied to their sponsoring employer, will lose their legal immigration status as soon as they lose their job with the employer who sponsored their work visa. Layoffs will also usually terminate eligibility for lawful permanent residence for employees with pending green card processes sponsored by their employer. However, most work visas (E-1, E-2, E-3, H1B, H1B1, L-1, O-1, TN) allow a 60 day grace period after the layoff during which the employee may change to another status, such as visitor or student status, or renew and extend their work visa if they find another employer to sponsor them, depending on the visa type. Generally speaking, H-1B workers may change employer sponsors within this 60-day period without having to leave the U.S., if their new employer files an H-1B application before the 60-day grace period expires. They may begin working for the new employer upon the filing of the petition. Other visa categories may allow less flexibility. For example, the L-1 visa is for managers or highly specialized workers who have worked for a foreign affiliate of their U.S. sponsoring company, and therefore generally cannot be "transferred" to another employer. A pending green card process also generally cannot be "transferred" to a new U.S. employer, unless it has reached an advanced stage in the process.

US IMMIGRATION LAW UPDATE - IMPORTANCE OF THE USE OF SECTION 105 IN AC-21 FOR H-1B NONIMMIGRANTS TO MOVE QUICKLY TO NEW PLACES OF EMPLOYMENT ESPECIALLY GIVEN THE RECENT ANNOUNCEMENT OF THE SUSPENSION OF PREMIUM PROCESSING THIS PAST WEEK ON ALL I-129s AND I-140s BECAUSE OF THE RECENT PANDEMIC EMERGENCY.

**NPZ'S NORTHERN
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487 Goffle Road
Ridgewood, NJ 07450
Phone: 201-670-0006
(x107)

Please feel free to ask
about our presence in
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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.

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Phone: 1-866-599-3625

**NEW YORK CITY
OFFICE:**

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

INDIANA OFFICE:

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

**CANADA AFFILIATED
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2980 Drew Road
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ON L4T 0A7
Phone: 905-499-3853

INDIA AFFILIATED



The new final rule generally codified existing DHS practice regarding H-1B portability adjudications. It made clear that, in order to exercise H-1B portability, the portability petition "must have been filed while the foreign worker is in [H-1B] status or is in a period of authorized stay based on a timely filed [H-1B] extension petition." See 81 FR 82439.

The applicable regulations are found in 8 C.F.R. 214.2(h)(2)(i)(H). We will discuss in this section all regulations with the exception of those involving bridge petitions.

Under 8 C.F.R. 214.2(h)(2)(i)(H), an eligible H1B worker is eligible to start concurrent or new employment upon the filing of a non-frivolous H-1B petition on his or her behalf by a new employer, or as of the requested H1B employment start date, whichever is later.

8 C.F.R. 214.2(h)(2)(i)(H)(1) defines an "eligible H-1B nonimmigrant" for portability purposes. This regulation largely mirrors section 214(n)(2) of the INA.

First, 8 C.F.R. 214.2(h)(2)(i)(H)(1)(i) requires that the alien have been admitted into the United States in or otherwise provided with H-1B nonimmigrant status.

Second, 8 C.F.R. 214.2(h)(2)(i)(H)(1)(ii) requires that a non-frivolous H1B petition for new employment have been filed on the H-1B worker's behalf. This includes a petition for new employment with the same employer. The new H-1B petition, or H-1B portability petition, must be filed in conjunction with a request to amend or extend the H-1B worker's stay. The H-1B portability petition must be filed before the expiration of the H-1B nonimmigrant's current period of stay authorized by the Secretary of Homeland Security. Please see the relevant section of this article for a discussion of the period of stay authorized by the Secretary of Homeland Security in the H-1B portability context [see section].

Third, 8 C.F.R. 214.2(h)(2)(i)(H)(1)(iii) prohibits an H-1B nonimmigrant from exercising H-1B portability if he or she was employed without authorization in the United States during the period from the time of his or her last admission through the filing of the petition for new employment.

Under 8 C.F.R. 214.2(h)(2)(i)(H)(2), employment authorization under the H-1B portability provision ceases upon final adjudication of the H-1B portability petition(s) (if the petitions are approved, the H-1B employment may continue until H-1B status ceases).

**DAVID NACHMAN, ESQ., MANAGING ATTORNEY
AT THE NACHMAN PHULWANI ZIMOVCAK (NPZ)
LAW GROUP - IMMIGRATION AND NATIONALITY**

OFFICES:

Gujarat Office in India

If you are looking for a local contact in Gujarat (India), please call us or send us an email at info@visaserve.com and we will point you in the appropriate direction. 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.

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Zimovcak (NPZ) Law
Group, P.C. (Mailing
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in Mumbai).

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

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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,

LAWYERS - VISASERVE- TEAM-UP WITH MATRIMONIAL ATTORNEYS AT THE CALLAGY LAW FIRM TO DISCUSS DOMESTIC VIOLENCE RESTRAINING ORDERS AND THE U VISA CLASSIFICATION FOR VICTIMS OF CERTAIN CRIMES.



The U nonimmigrant status (U visa) is set aside for victims of certain crimes who have suffered mental or physical abuse and are helpful to law enforcement or government officials in the investigation or prosecution of criminal activity. Congress created the U nonimmigrant visa with the passage of the Victims of Trafficking and Violence Protection Act (including the Battered Immigrant Women's Protection Act) in October 2000. The legislation was intended to strengthen the ability of law enforcement agencies to investigate and prosecute cases of domestic violence, sexual assault, trafficking of aliens and other crimes, while also protecting victims of crimes who have suffered substantial mental or physical abuse due to the crime and are willing to help law enforcement authorities in the investigation or prosecution of the criminal activity. The legislation also helps law enforcement agencies to better serve victims of crimes.

CURE FOR THE CORONAVIRUS BOREDOM FROM QUARANTINE: GENERAL INFORMATION FROM DAVID H. NACHMAN, ESQ. - IMMIGRATION & NATIONALITY LAWYER ABOUT HOW THE SOLUTION FOR UNAUTHORIZED FOREIGN NATIONALS IN THE US MAY BE A GREAT WAY TO PAY FOR THE ECONOMIC STIMULUS PACKAGE FOR THE WAS SIGNED BY PRESIDENT TRUMP BECAUSE OF THE CORONAVIRUS PANDEMIC STRICKEN BUSINESS ENVIRONMENT.



The Legal Immigration Family Equity (LIFE) Act and LIFE Act Amendments of 2000 (Pub. L. 106-553 and -554) enable certain individuals who are present in the United States who would not normally qualify to apply for adjustment of status in the United States to obtain a green card (permanent residence) regardless of:

- The manner they entered the United States
- Working in the United States without authorization
- Failing to continuously maintain lawful status since entry

To qualify for this provision, you must be the beneficiary of a labor certification application (Form ETA 750) or immigrant visa petition (Forms I-130, Petition for Alien Relative or I-140, Immigrant Petition for Alien Worker) filed on or before April 30, 2001. In most cases, you must pay an additional \$1,000 fee and complete Supplement A to Form I-485, Application to Register Permanent Residence or Adjust Status, to apply under Section 245(i) provisions with your adjustment of status application (Form I-485).

Refer to Section 245(i) of the Immigration and Nationality Act (INA).

**THE IMMIGRATION & NATIONALITY LAWYERS
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**NPZ OFFERS SUPPORT TO PROFESSIONAL
ORGANIZATIONS & SMALL BUSINESSES DURING
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FREE ½ Hour Consultation with one of
our Law Firm's Attorneys.

VISASERVE is affording a FREE 1/2-hour initial consultation for all professional organizations & small businesses (in the U.S. and outside the U.S.) to address their NonImmigrant Visa and/or Immigrant Visa related queries concerning layoffs, furloughs and terminations of foreign nationals affected by the COVID-19 pandemic emergency.

Starting today, through April 30, 2020, if any employer or employee impacted by the coronavirus pandemic who may have any questions associated with the U.S or Canadian Immigration, would like to speak to one of our Immigration Lawyers or Immigration Staff,

please send us an email at info@visaserve.com or call us at 201-670-0006 (x107).

*** When scheduling the appointment,
please reference discount code COVID19.

