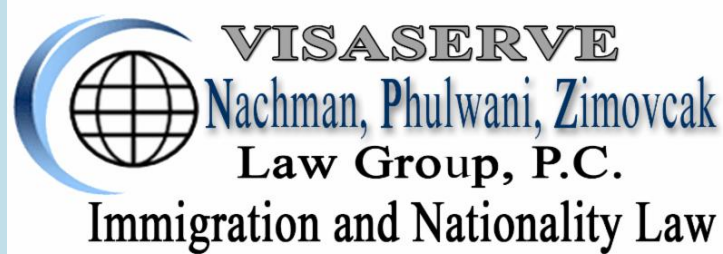


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Nachman Phulwani Zimovcak (NPZ) Law Group, P.C. - U.S. and Canadian Immigration and Nationality Law Newsletter and Updates.



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[USCIS ISSUES](#)

Dear Readers:

Happy New Year. All our very best to you and yours for a safe, happy and prosperous 2019. It has been an incredible year in the immigration law arena. 2018 has proved that the only thing that we can predict about the Trump Administration's immigration policy . . . is that it is completely unpredictable.

Recently, two separate court decisions dealt blows to the Trump Administration's efforts to deter asylum seekers. The Administration announced an unprecedented new plan to force asylum seekers to remain in Mexico, overturning current practices in use for decades. Last week, the President was unable to come to terms with Congress which resulted in a partial government shutdown.

As we move into 2019, we should expect more of the same. But the time and energy spent on immigration law efforts should be directed toward working with Congress to build legislative compromise to achieve what is best for our Nation.

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 or even throughout the world.

FURTHER GUIDANCE
ON IMPACT OF LAPSE
IN APPROPRIATIONS
ON EB-5 PROGRAM.

USCIS REVISES
INTERVIEW WAIVER
GUIDANCE FOR FORM I-
751.

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

NPZ ASSISTS
IMMIGRANTS IN THE
GREATER TURKISH
COMMUNITY:
GOCMENLIK HUKUKU
AVUKATI SECİMİNDE
DİKKAT EDİLMESİ
GEREKEN HUSUSLAR.

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

I-751: LIFTING THE
CONDITIONS IN A
MARRIAGE CASE:
Generally, you must file
Form I-751.

WISHING YOU ALL A
HAPPY NEW YEAR
2019!!!

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

:: info@visaserve.com

:: www.visaserve.com

* * * * *

UPCOMING EVENTS:

**U.S. Immigration
Law Post Holiday
Updates Summer
& Fall 2018 U.S.
Immigration Law
Review**

Please feel free to email us at info@visaserve.com or you can call us anytime at 201-670-0006 (x107). We would be pleased to assist you, your friends, your family members or your workers to achieve their "American Dream".

THE IMPACT OF THE PARTIAL GOVERNMENT SHUTDOWN ON THE US IMMIGRATION LAW STATUS FOR YOU AND YOUR FAMILY: LAPSE IN FEDERAL FUNDING DOES NOT IMPACT MOST USCIS OPERATIONS.

The current lapse in annual appropriated funding for the U.S. government does not affect USCIS' fee-funded activities. USCIS offices will remain open, and all individuals should attend interviews and appointments as scheduled.

USCIS will continue to accept petitions and applications for benefit requests, except as noted below. Some USCIS programs, however, will either expire or suspend operations, or be otherwise affected, until they receive appropriated funds or are reauthorized by Congress.

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

THE PROCESS OF APPLYING FOR THE GREEN CARD IN THE US: SEEKING AN ADJUSTMENT OF STATUS.

What is the process for going from a temporary immigrant to a permanent resident?

Immigrants already in the United States can seek an adjustment of status, which will allow them to become a permanent U.S. resident without the need to return to their home country. To be eligible for an adjustment of status, you must already be in America.

If you are outside of the country, you will instead need to apply for an immigrant visa. You will need to meet several key requirements to be eligible for an adjustment of status. Our New York and New Jersey immigration lawyers discuss the steps for seeking an adjustment of status below.

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

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.

Date:
January 17, 2019

Time:
12:00 PM to
2:00 PM

Location:
15 Bergen Street,
Hackensack, NJ
07601

Family Immigration
Visas/Immigration
Law Practice in
2019 & Beyond

Date:
January 23, 2019

Time:
9:00 AM to
12:30 PM

Location:
NJ Law Center
1 Constitution Sq.
New Brunswick,
NJ 08901

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

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 ...](#)

USCIS ISSUES FURTHER GUIDANCE ON IMPACT OF LAPSE IN APPROPRIATIONS ON EB-5 PROGRAM.

The EB-5 Immigrant Investor Regional Center Program expired at the end of the day on December 21st, 2018, due to a lapse in congressional authorization to continue the program. All regional center applications and individual petitions are affected.

USCIS announced it will not accept new Forms I-924, Application for Regional Center Designation Under the Immigrant Investor Program, as of December 21st, 2018. Any pending Forms I-924 as of December 21st, 2018, will be put on hold until further notice.

Regional Centers continued to submit Form I-924A, Annual Certification of Regional Center, for fiscal year 2018. USCIS will continue to receive regional center-affiliated Forms I-526, Immigrant Petition by Alien Entrepreneur, and Forms I-485, Application to Register Permanent Residence or Adjust Status, after the close of business on December 22nd, 2018.

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

LIFTING THE CONDITIONS: USCIS REVISES THE INTERVIEW WAIVER GUIDANCE FOR FORM I-751.

USCIS has issued a policy memorandum providing guidance to USCIS officers on when to consider waiving the interview requirement for Form I-751, Petition to Remove Conditions on Residence. This Policy Memorandum goes into effect on December 10th, 2018 and applies to all Form I-751 petitions received on or after December 10th.

Generally, USCIS officers must interview a conditional permanent resident who is the principal petitioner on a Form I-751, unless the interview is waived. This guidance explains that officers may consider waiving an interview if they are satisfied that:

- They can make a decision based on the record because it contains sufficient evidence about the bona fides of the marriage and that the marriage was not entered into in order to evade U.S. immigration laws;
- For Form I-751 cases received on or after December 10th, 2018, USCIS has previously interviewed the principal petitioner;

[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?



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 . . .](#)

NPZ'S OFFICES*:

NPZ'S NORTHERN

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

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

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

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

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

Both EB-3 India and China remain at their previous dates, March 1st, 2009 and June 8th, 2015 respectively. EB-3 for the Philippines advances by one week, to June 22nd, 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 EB-3 other workers moves forward by a month and is now July 1st, 2007.

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

In the EB-4 category, not including those for certain religious workers, EB-4 Mexico advances to April 15th, 2017. EB-4 for El Salvador, Guatemala, and Honduras remains at February 22nd, 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 22nd, 2014. The EB-5 Vietnam cutoff date moves up to June 1st, 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 21st, 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

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(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.

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info@visaserve.com
and we will point you in
the appropriate direction.
We have numerous
individuals and
organizations with
whom we have

**COMMUNITY - OUR STAFF SPEAKS
TURKISH AND MANY OTHER
LANGUAGES.****GOCMENLİK HUKUKU AVUKATI SECİMİNDE
DİKKAT EDİLMESİ GEREKEN HUSUSLAR.**

Gocmenlik hukuku ile ilgili bir hukuk davanız oldugunda tutacagınız avukatı secerken hangi hususlara dikkat etmelisiniz?

Piyasada goc vizesi, calisma izinleri ve vize basvuruları hazırlayan cok fazla gocmenlik avukatı var gibi gorunuyor ama onların hangilerinin iyi oldugunu nasıl bilebilirsiniz?

[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.****Suprema Corte dos EUA analisa caso crucial de imigração.**

omo 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, ELIQUÉ AQUI . . .](#)

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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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in Ahmadabad).

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Call us at
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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, Business Sale Purchase, Adoption, Litigation and High Court Complaints)

Naturalization Assistance is only one "click" away!

I-751: LIFTING THE CONDITIONS ON TEMPORARY RESIDENCE IN A MARRIAGE CASE.



Generally, you must file Form I-751, Petition to Remove Conditions on Residence, within the 90-day period before your conditional residence expires. USCIS will reject the petition if you file too early.

If you do not file the I-751 petition by the expiration date, you will likely lose your conditional resident status and are removable (deportable) from the United States. When to File Form I-751. It's simple to determine when to file Form I-751. Look at the front of your green card. You should have a "Resident Since" date and an "Card Expires" date. This defines the period of your two-year conditional residence. File Form I-751 jointly with your spouse during the 90 days that precedes the Card Expires date. For example, if your card expires on 12/31/2017, you can file the I-751 petition on 10/2/2017.

WISHING YOU ALL A HAPPY NEW YEAR 2019.



