

## ABOUT EB-5 VISAS: OPTIONS FOR THE WEALTHY CLIENT

	<b>E-2</b>	<b>L-1</b>	<b>Regional Center EB-5</b>	<b>Individual EB-5</b>
<b>Amount of investment</b>	Any amt., but usually over \$100,000	Any amount	Usually \$500,000	\$500,000 or \$1,000,000
<b>Must Create Jobs?</b>	Can be small	Can be small	Pre-approved	10
<b>Investors' Employment</b>	Mgr. or essential skills, unless investor	Mgr. or Spec. Knowledge	N/A	Policy making
<b>Timing</b>	1-2 mos. or more	c/b < 15 business days w/premium processing	2-6 mos. + adjustment	≥ 6 mos. + adjustment
<b>Procedure</b>	Can go direct to consul	CIS 1st, unless blanket	CIS, then consul or I485	CIS, then consul or I485
<b>Can your spouse work?</b>	Yes	Yes	3 mos. after I485	3 mos. after I485
<b>Permanent Residence</b>	c/b EB-1 after 1 yr.	c/b EB-1 after 1 yr.	Start now	Start now
<b>Can family/investor attend school?</b>	Yes	Yes	In-state tuition sooner	In-state tuition sooner
<b>Employment authorization</b>	Immediate	Immediate	≥ 5 mos.	Usually ≥ 9 mos.
<b>Can investment be a gift?</b>	c/b problem	Yes	Yes	Yes

<b>Can investment funds be a loan?</b>	Enterprise cannot be collateral	Yes	Enterprise cannot be collateral	Enterprise cannot be collateral
<b>Expedite</b>	Depends on consul or premium process	Premium Process	Yes	No
<b>Relevance of country</b>	Only Treaty country	Not relevant	Source of funds issue	Source of funds issue
<b>Necessity of overseas company</b>	No	Yes	No	No
<b>Buying existing company</b>	OK	OK	No	Requires Reorg. or 40% expansion
<b>Geographical area</b>	Any	Any	Rural/high unemployment	\$1,000,000: Any \$500,000: Rural/high unemployment
<b>Prior employment overseas required?</b>	No	Yes, 1 year	No	No
<b>Initial length of visa</b>	Up to 5 years	1 year start-up	2 year conditional permanent residence, then permanent residence	2 year conditional permanent residence, then permanent residence
<b>Maximum period</b>	Unlimited extensions available	5 or 7 years	Permanent	Permanent