




Switching Strategies: EB-5 for Workers in the US

Anu Nair • Karuna Simbeck

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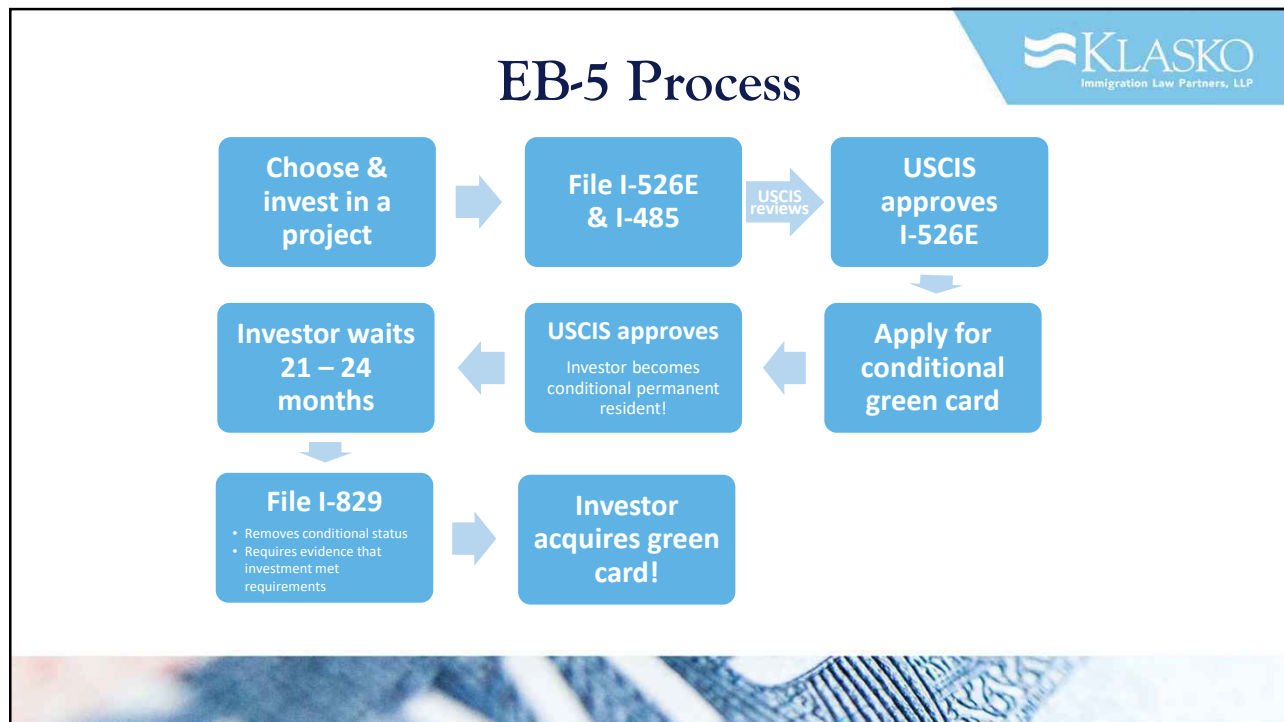
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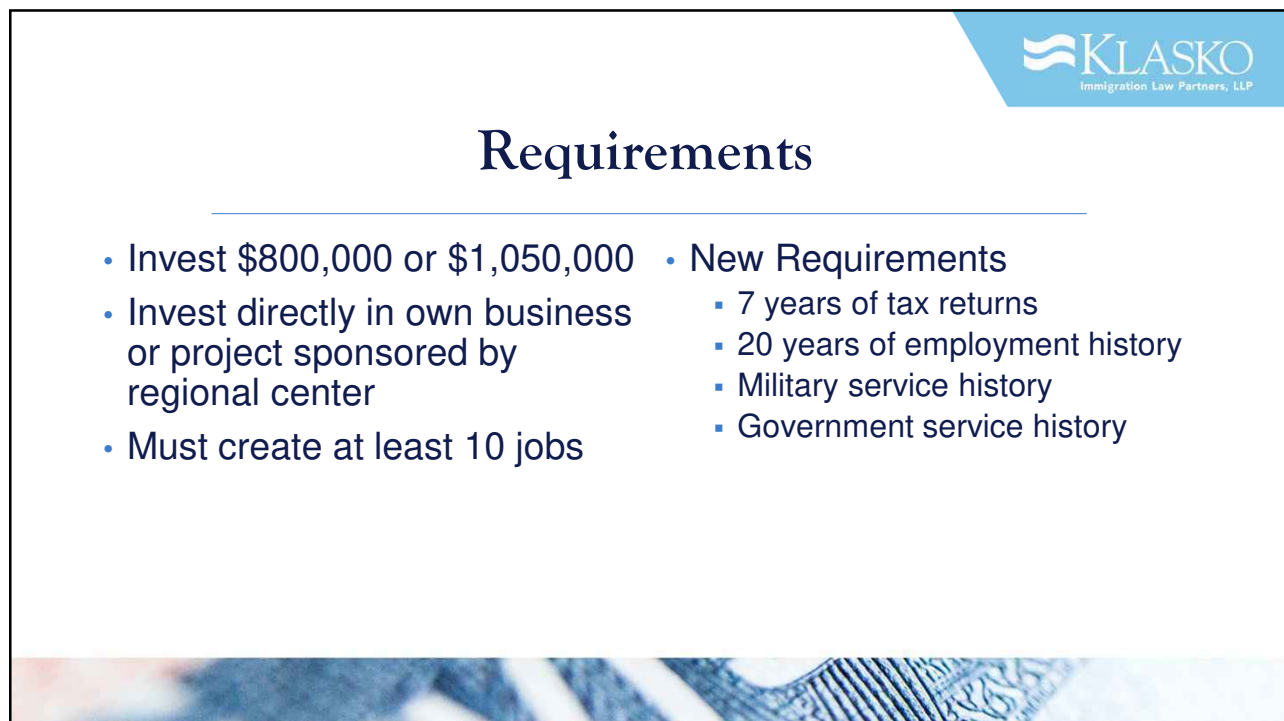
Anu Nair

Karuna Chandani
Simbeck

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Concurrent Filing

- What is it?
- When should you do it?
- Hypos:
 - Can you enter on a B1/B2 and file?
 - Can you file on an F-1/TN/O-1?
 - Can you file on an H-1B/L-1?

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Concurrent Filing...cont'd

- Pros
 - CSPA Protection
 - Work Authorization/Travel Permit
- Cons

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Age-outs / CSPA Updates

- AOS filing based on Chart B can be used for CSPA Calculation
- Project failures and innocent investor

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Processing Times

- 526 and 829 Adjudication Timelines
 - FIFO
 - Based on Visa Bulletin
- AOS and CP timelines
- Fee increases / 6-month rule
- Set-asides and Backlogs

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Residency Requirements

- Maintaining residency
 - Re-entry permits
- Filing tax returns

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Questions?



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For Further Information



Anu Nair

anair@klaskolaw.com



Karuna Chandani Simbeck

ksimbeck@klaskolaw.com

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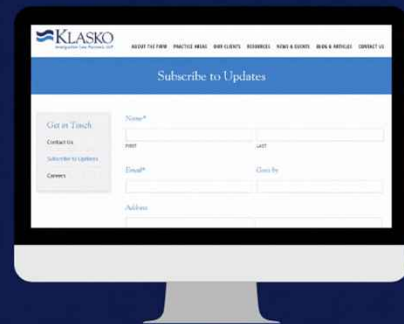
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SCHEDULE A CONSULTATION:

KLASKOLAW.COM/CONSULT

REQUEST: Anu or Karuna

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Anusree (Anu) Nair is a partner at Klasko Immigration Law Partners' Philadelphia office. She focuses her practice on business immigration by helping investors, scientists, doctors, and other highly skilled professionals achieve their immigration goals. She also leads the firm's EB-1 practice, which can be a better green card option for some EB-5 investors.

With her strong science background, Anu is uniquely poised to assist doctors, researchers, and other highly skilled professionals secure their green cards through EB-1A (Aliens of Extraordinary Ability), EB-1B (Outstanding Researchers); and EB-2 National Interest Waiver petitions.

Anu has extensive experience representing hospitals, international record companies, multinational businesses, and major production companies in securing a variety of employment-based immigration benefits for their employees. She also assists clients with family-based immigration matters and represents clients before the Immigration Court, the Citizenship and Immigration Service, and Customs and Border Protection.

Anu is a 2006 graduate of Baruch College where she majored in Biology. She went on to obtain her law degree from the Benjamin N. Cardozo School of Law, where she served as submissions editor of the Cardozo Journal of Law and Gender.

Anu Nair
Partner

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Karuna C. Simbeck focuses her practice on employment and family-based immigration, partnering closely with her clients, both companies and foreign nationals, to provide custom immigration solutions. Karuna also manages the firm's individual case unit and is part of the firm's EB-1 and EB-5 teams.


Before joining the Firm, Karuna was an Associate at a global immigration law firm in New York City, where she gained extensive experience in business immigration for the firm's largest corporate client, a Management Consulting, Audit, Tax, and Financial Advisory firm. She focused on Permanent Residency and the PERM certification process. She also gained experience in preparing Audit responses and Motions for Reconsiderations, as well as the supervised recruitment process. In addition, she participated in counseling foreign nationals and employers regarding scope of H-1B and L-1B visas and filing requirements. Karuna also prepared foreign national employees for global assignments to member firms and provided insight on repatriation with respect to L-1A visa and potential EB-1 Green Cards processing.

Karuna received her Master's in Law Degree (LLM) from Temple University in Philadelphia, PA and her Bachelor's in Law (LLB) from Government Law College, Mumbai, India. Prior to migrating to the U.S., Karuna was a practicing attorney in India, with over 9 years of diverse experience.

Karuna C. Simbeck
Partner




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