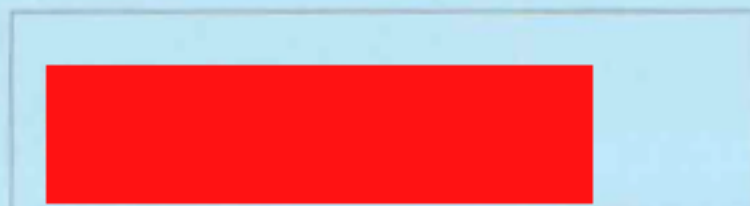


A #		Application/Petition I-129, Petition for A Nonimmigrant Worker
Receipt # WAC [REDACTED]		Application/Petitioner [REDACTED]
Notice Date July 21, 2009	Page 1 of 2	Beneficiary [REDACTED]



Intent to Deny Processing Coversheet

CSC [REDACTED] WS [REDACTED] DIV IV

Notice also sent to:

RETURN THIS BLUE PROCESSING COVERSHEET ON TOP OF YOUR RESPONSE TO THE INTENT TO DENY.

Note: You are given until **August 20, 2009** in which to submit the requested information to the address at the bottom of this notice.

RESPONSE TO AN INTENT TO DENY

For more information, visit our website at **www.uscis.gov**

Or call us at **1-800-375-5283**

Telephone service for the hearing impaired: 1-800-767-1833

You will be notified separately about any other applications or petitions you filed. Save this notice. Please enclose a copy of it if you write to us about this case, or if you file another application based on this decision. Our address is:

USCIS - CALIFORNIA SERVICE CENTER
P.O. BOX 10590
LAGUNA NIGUEL, CA 92607-0590
800-375-5283

WAC [REDACTED]

NOTICE OF INTENT TO DENY

This notice is in reference to the Form I-129, Petition for Nonimmigrant Worker, filed with the United States Citizenship and Immigration Services ("USCIS") seeking [REDACTED] classification under section [REDACTED] of the Immigration and Nationality Act, with a concurrent request for extension of nonimmigrant status. USCIS intends to deny the above petition.

When a decision will be adverse to the petitioner that is based on information considered by USCIS and of which the petitioner is unaware, USCIS must notify the petitioner and allow a period of time for the petitioner to rebut the information. Title 8, Code of Federal Regulations ("8 C.F.R.") 103.2(b)(16)(i) states in part:

If the decision will be adverse to the applicant or petitioner and is based on derogatory information considered by the Service and of which the applicant or petitioner is unaware, he/she shall be advised of this fact and offered an opportunity to rebut the information and present information in his/her own behalf before the decision is rendered . . .

Additionally 8 CFR 214.2(r)(16) states:

Inspections, evaluations, verifications, and compliance reviews. The supporting evidence submitted may be verified by USCIS through any means determined appropriate by USCIS, up to and including an on-site inspection of the petitioning organization. The inspection may include a tour of the organization's facilities, an interview with the organization's officials, a review of selected organization records relating to compliance with immigration laws and regulations, and an interview with any other individuals or review of any other records that the USCIS considers pertinent to the integrity of the organization. An inspection may include the organization headquarters, or satellite locations, or the work locations planned for the applicable employee. If USCIS decides to conduct a pre-approval inspection, satisfactory completion of such inspection will be a condition for approval of any petition.

USCIS is in possession of the following information:

On April 22, 2009, a site visit was conducted in the petitioner's premises at [REDACTED]. It was noted that this address was an unmarked space in a strip mall. Despite the lack of representation for the petitioning organization, the beneficiary who was present during the USCIS's visit [REDACTED]

The beneficiary was not actively functioning in the capacity of [REDACTED] contrary to claims made in the petition filed by the petitioning organization.

Since the petition may be denied based on the preceding information, the petitioner will be afforded thirty (30) days from the date of this letter to submit evidence and/or a written statement in rebuttal to this notice. Additionally, when USCIS serves a notice by mail, three (3) days are added to the prescribed period in which to respond. 8 C.F.R. 103.5a (b). After reviewing any evidence submitted, USCIS will make a final decision. Failure to respond to this notice within the prescribed period will result in the denial of the petition.