

Denial Letter: H-1B Denied - Inadequate Evidence of Duties Requiring Specialized Degree

USCIS Decision Notice

Petition: I-129 (H-1B Specialty Occupation)

Petitioner: NovaEdge Technologies

Beneficiary: Anika Patel

Receipt Number: WAC2411223344

Date: April 10, 2024

Summary of Decision:

The petitioner has not established that the job duties described in the petition require a minimum of a bachelor's degree in a specific field. This fails to meet the definition of a specialty occupation under 8 CFR §214.2(h)(4)(iii).

Key Findings:

- The duties listed include general programming, debugging, and troubleshooting, which are not uniquely associated with a bachelor's degree in a specific discipline.
- No industry documentation, such as expert opinions, academic curriculum comparisons, or technical whitepapers, were provided to demonstrate why these tasks require a specialized degree.
- The company's organizational chart does not show other similarly situated employees in roles requiring specialized education.

Conclusion:

The petitioner did not demonstrate that the position qualifies as a specialty occupation. As a result, the petition cannot be approved.

Decision: Petition denied.