



FOIA-Style Case Summary: H-1B Denial

Case Title: H-1B Petition Denial for Business Analyst Position

Petitioner: IntelliSoft Solutions Inc.

Beneficiary: Kavya Nair

Decision Date: April 11, 2023

Receipt Number: WAC2312394582

Summary:

In this case, the petitioner filed an H-1B petition on behalf of the beneficiary for the position of Business Analyst. The petitioner argued that the role required a bachelor's degree in business administration, computer science, or a related field, citing the technical nature of the job responsibilities which included analyzing business processes, documenting functional requirements, and conducting gap analyses.

However, the USCIS denied the petition, reasoning that the job duties described were overly general and did not establish the role as a specialty occupation under 8 CFR §214.2(h)(4)(iii). USCIS highlighted that the tasks outlined in the petition matched those of entry-level positions often filled by individuals without specialized degrees. The agency also noted a lack of corroborating evidence, such as expert opinions, detailed job descriptions, or industry data supporting the necessity of a specific degree for the role.

Outcome:

The petition was ultimately denied on the grounds that the evidence failed to demonstrate that the proffered position met the statutory and regulatory definition of a specialty occupation.