

September 5, 2018

U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
California Service Center
Laguna Niguel, CA 92607-0590



U.S. Citizenship
and Immigration
Services

TECHTHEME SOLUTIONS INC
c/o D CHAND PARVATHANENI
LO SIM PARVATHANENI & BROWN
3010 LBJ FREEWAY STE 130
DALLAS, TX 75234



WAC1815650815

Form I-129, Petition for a Nonimmigrant Worker

REQUEST FOR EVIDENCE

IMPORTANT: THIS NOTICE CONTAINS YOUR UNIQUE NUMBER. THE ORIGINAL NOTICE MUST BE SUBMITTED WITH THE REQUESTED EVIDENCE.

You are receiving this notice because U.S. Citizenship and Immigration Services (USCIS) requires additional evidence to process your form. Please provide the evidence requested below. Include duplicate copies if you are requesting consular notification.

Your response must be received in this office by December 1, 2018.

Please note that you have been allotted the maximum period allowed for responding to a Request for Evidence (RFE). The time period for responding cannot be extended. Title 8, Code of Federal Regulations (8 CFR) § 103.2(b)(8)(iv). Because many immigration benefits are time sensitive, you are encouraged to respond to this request as early as possible, but no later than the deadline provided above. If you do not respond to this notice within the allotted time, your case may be denied. The regulations do not provide for an extension of time to submit the requested evidence.

You must submit all requested evidence at the same time. If you submit only some of the requested evidence, USCIS will consider your response a request for a decision on the record. 8 CFR § 103.2(b)(11).

If you submit a document in any language other than English, the document must be accompanied by a full and **complete** English translation. The translator must certify that the translation is accurate and he or she is competent to translate from that language to English. **If you submit a foreign language translation in response to this request for evidence, you must also include a copy of the foreign language document.**

Processing of your Form I-129 will resume upon receipt of your response. If you have not heard from USCIS within **60 days of responding**, you may contact the USCIS Contact Center at **1-800-375-5283**. If you are hearing impaired, please call the USCIS Contact Center TDD at **1-800-767-1833**.

On April 12, 2018, your organization, TECHTHEME SOLUTIONS INC, filed a Petition for a Nonimmigrant Worker (Form I-129), with U.S. Citizenship and Immigration Services (USCIS),



seeking to classify YERAJERLA, VEERA VENKATESWARA (beneficiary) as a temporary worker in a specialty occupation (H-1B) under section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act (INA).

A specialty occupation is one that requires the theoretical and practical application of a body of highly specialized knowledge and that requires the attainment of a bachelor's or higher degree in a specific specialty, or its equivalent, as a minimum, for entry into the occupation in the United States.

You seek new employment for the beneficiary and requested that USCIS change the beneficiary's status.

You stated on the Form I-129 that you are an information technology consulting services business with 25 employees. You seek to employ the beneficiary as a Devops Engineer from October 1, 2018 to September 11, 2021.

To process your petition and determine whether your organization and the beneficiary are eligible, additional information is required. This request provides suggested evidence that you may submit to satisfy each requested item. You may:

- Submit one, some, or all of these items;
- Submit none of the suggested items and instead submit other evidence to satisfy the request;
- Explain how the evidence in the record already establishes eligibility; or
- Request a decision based on the record.

Please note that you are responsible for providing evidence showing that your organization and the beneficiary meet all requirements and are eligible for the requested benefit at the time you filed the Form I-129. Also, note that statements made in cover letters should be supported with additional documentary evidence.

Employer-Employee Relationship

As an employer who seeks to sponsor a temporary worker in an H-1B specialty occupation, you must establish that, among other things:

- The beneficiary will be employed in a specialty occupation. This means that the employer has specific and non-speculative qualifying assignments in a specialty occupation for the beneficiary for the entire time requested in the petition; and
- The employer will maintain an employer-employee relationship with the beneficiary by having the right to control the beneficiary's work, which may include the ability to hire, fire, or supervise the beneficiary, for the duration of the requested validity period.

Also, you should be able to establish that the above elements will continue to exist throughout the duration of the requested H-1B validity period.

USCIS must determine if you satisfy all of the above elements through evidence that describes (with no one factor being decisive or exhaustive):

- the skill required to perform the specialty occupation;
- the source of the instrumentalities and tools required to perform the specialty occupation;
- the location of the work;
- the duration of the relationship between you and the beneficiary;
- whether you have the right to assign additional work to the beneficiary;



- the extent of the beneficiary's discretion over when and how long to work;
- the method of payment of the beneficiary's salary;
- the beneficiary's role in hiring and paying assistants;
- whether the specialty occupation work is part of your regular business;
- whether you are in business;
- the provision of employee benefits;
- the tax treatment of the beneficiary;
- whether you can hire or fire the beneficiary or set rules and regulations on the beneficiary's work;
- whether, and if so, to what extent you supervise the beneficiary's work; and/or
- whether the beneficiary reports to someone higher in your organization.

To satisfy these requirements, you submitted:

- An itinerary of services or engagements;
- Copy of an employment offer letter;
- Copy of the position description;
- A verification letter of employment from the mid-vendo, Netpace Inc.;
- Copy of a Master Services Agreement and a Work Order between you and Netpace Inc.

The following item(s) explain why the submitted evidence is deficient and requests additional evidence to render a final decision.

Right to Control: To qualify as a U.S. employer, you must establish that you have an employer-employee relationship with the beneficiary by having the right to control the beneficiary's work, which may include the ability to hire, fire, or supervise the beneficiary, for the duration of the requested validity period.

You indicate that the beneficiary will work at Cisco Systems Inc. through the middle-vendor, Netpace Inc. You provided a contract for services between you and Netpace Inc. You did not provide copies of any contracts, work orders or statements of work between Cisco Systems Inc. and Netpace Inc. for the beneficiary to provide services to Cisco Systems Inc. to show that you have the right to control when, where, and how the beneficiary performs the job.

You may submit additional evidence to satisfy this requirement. Evidence may include, but is not limited to:

- A complete itinerary of services or engagements that specifies the dates of each service or engagement, the names and addresses of any end-client where the services will be performed for the requested employment period of time requested.
- A copy of a signed Employment Agreement between you and the beneficiary detailing the terms and conditions of employment.
- A copy of an employment offer letter that describes in detail the nature of the employer-employee relationship and the services to be performed by the beneficiary.
- A copy of relevant portions of valid contracts between you and a client that establishes that while your employees are placed at the third-party work site, you will continue to have the right to control your employees.
- Copies of signed contractual agreements, statements of work, work orders or service agreements between you and the authorized officials of the ultimate end-client companies where the work will actually be performed by the beneficiary. The documentation should provide information such as:
 - a detailed description of the duties the beneficiary will perform;



- the qualifications that are required to perform the job duties;
- salary or wages paid, hours worked, benefits;
- a brief description of who will supervise the beneficiary; and
- any other related evidence.
- Evidence of actual work assignments, which may include technical documentation, milestone tables, marketing analysis, cost-benefit analysis, brochures, and funding documents.
- Copies of relevant, signed contractual agreements between your organization and all other companies involved in the beneficiary's placement, if your organization has not directly contracted with the third-party worksite.
- A letter signed by an authorized official of each ultimate end-client company where the beneficiary will actually work. The letter should provide information, such as:
 - a detailed description of the specialized duties the beneficiary will perform;
 - the qualifications required to perform those duties
 - the duration of the job;
 - salary or wages paid, hours worked, benefits; and
 - a detailed description of who will supervise the beneficiary.
- A copy of the end client's position description and/or any other documentation that describes:
 - the skills required to perform the job;
 - the source of the instrumentalities and tools needed to perform the job;
 - the product to be developed or the service to be provided;
 - the location where the beneficiary will perform the duties;
 - the duration of the relationship between you and beneficiary;
 - whether you have the right to assign additional duties;
 - the extent of your discretion over when and how long the beneficiary will work;
 - the method of payment;
 - your role in paying and hiring assistants to be utilized by the beneficiary;
 - whether the work to be performed is part of your regular business;
 - the provision of employee benefits; and/or
 - the tax treatment of the beneficiary in relation to you.
- A description of the performance review process.
- A copy of your organizational chart, demonstrating the beneficiary's supervisory chain.
- Any other evidence you feel will meet the requirement.

Services in a Specialty Occupation at Third Party Off-Site Employment: When a beneficiary will be placed at one or more third-party worksites, a petitioner must demonstrate that it has specific and non-speculative qualifying assignments in a specialty occupation for the beneficiary for the entire time requested on the petition. A petitioner will need to show that:

- It has a specific work assignment in place for the beneficiary;
 - The petition is properly supported by a Labor Condition Application (LCA) that corresponds to such work; and
 - The actual work to be performed by the H-1B beneficiary will be in a specialty occupation based on the work requirements imposed by the end-client who uses the beneficiary's services.
- See Defensor v. Meissner*, 201 F.3d 384, 387 (5th Cir. 2000).

According to your petition, the beneficiary will work at client's location(s).

You indicate that the beneficiary will work at Cisco Systems Inc. through the middle-vendor, Netpace Inc. You provided a contract for services between you and Netpace Inc. You did not provide copies of any contracts, work orders or statements of work between Cisco Systems Inc. and Netpace Inc. for the beneficiary to provide services to Cisco Systems Inc. and that such work requires a bachelor's or higher degree or its equivalent in a specific specialty.



Therefore, provide additional evidence to establish that you will employ the beneficiary in a specialty occupation. Evidence may include, but is not limited to the following types of evidence:

- Copies of signed contractual agreements, statements of work, work orders or service agreements between you and the authorized officials of the ultimate end-client companies where the work will actually be performed by the beneficiary. The documentation should provide information such as:
 - a detailed description of the duties the beneficiary will perform;
 - the qualifications that are required to perform the job duties; and
 - dates of services requested, work schedule.
- Evidence of actual work assignments, which may include technical documentation, milestone tables, marketing analysis, cost-benefit analysis, brochures, and funding documents.
- Copies of relevant, signed contractual agreements between your organization and all other companies involved in the beneficiary's placement, if your organization has not directly contracted with the third-party worksite.
- A letter signed by an authorized official of each ultimate end-client company where the beneficiary will actually work. The letter should provide information, such as
 - a detailed description of the specialized duties the beneficiary will perform;
 - the qualifications required to perform those duties
 - the duration of the job;
 - salary or wages paid, hours worked, benefits; and
 - a detailed description of who will supervise the beneficiary.
- A complete itinerary of services or engagements that specifies:
 - the dates of each service or engagement;
 - the names and addresses of the ultimate employer(s);
 - the names, addresses (including floor, suite, and office) and telephone numbers of the locations where the services will be performed for the period of time requested; and
 - corroborating evidence for all of the above.
- Documentary evidence showing that:
 - the end-client requires the beneficiary's services; and
 - the end-client's requirements (if any) for the position, for all of the client facilities where the beneficiary will be employed.
- Additional information about the end-client's business such as:
 - company brochures;
 - Internet website; and
 - any other printed work which outlines, in detail, their services.
- A copy of the end client's position description and/or any other documentation that describes:
 - the skills required to perform the job;
 - the source of the instrumentalities and tools needed to perform the job;
 - the product to be developed or the service to be provided; and
 - the location where the beneficiary will perform the duties.
- Any other evidence you feel will meet the requirement.

Specialty Occupation

You must establish that the beneficiary's proffered position is a specialty occupation. A specialty occupation is one that requires the theoretical and practical application of a body of highly specialized knowledge and that requires the attainment of a bachelor's degree or higher in a specific specialty, or its equivalent, as a minimum for entry into the occupation in the United States.

To satisfy this requirement, you submitted:

- Description of the beneficiary's duties;
- A certified Labor Condition Application (LCA);
- Information about your organization's products or services.

Specific Duties of the Offered Position and Nature of Business Operations

USCIS does not use the job title, by itself, when determining whether a particular position qualifies as a specialty occupation. The specific duties of the offered position, combined with the nature of the petitioning entity's business operations, are factors that USCIS considers.

In this case, you have indicated that the beneficiary will be performing services at an end-client's worksite. Therefore, as recognized by the court in *Defensor v. Meissner*, 201 F.3d 384, 387-88 (5th Cir. 2000), where the work is to be performed for an entity other than the petitioner, evidence of the end-client's job requirements is critical. You must submit evidence that the proffered position qualifies as a specialty occupation on the basis of the requirements imposed by the entity(ies) using the beneficiary's services. *Id.* Such evidence must be sufficiently detailed to demonstrate the type and educational level of highly specialized knowledge in a specific specialty that is necessary to perform that particular work.

The duties as described do not establish the depth, complexity, level of specialization, or substantive aspects of the duties for which the beneficiary would be responsible. You described the duties of the proffered position in relatively generalized and abstract terms that do not relate substantial details about either the position or its constituent duties.

In addition to providing evidence relating to the specialty occupation qualifying criteria discussed below, provide evidence that details the specific duties of the proffered position and the nature of your business operations. Evidence may include, but is not limited to:

- A detailed statement from your company or, if the beneficiary will perform services for an end-client, the end-client to:
 - Explain the actual duties the beneficiary will perform;
 - Indicate the percentage of time devoted to each duty;
 - State the education, experience, training, and special skills required to perform these duties; and
 - Explain how the educational requirements relate to the position.
- A copy of a line-and-block organizational chart showing your hierarchy and staffing levels. The organizational chart should:
 - List all divisions in the organization;
 - Identify the proffered position in the chart;
 - Show the names and job titles for those persons, if any, whose work will come under the control of the proposed position; and
 - Indicate who will direct the beneficiary, by name and job title.
- Copies of documentary examples of work products created by current or prior employees in similar positions, such as:
 - Reports;
 - Presentations;
 - Evaluations;
 - Designs; or
 - Blueprints.

- Additional information about your organization, highlighting the nature, scope, and activity of your business enterprise, along with evidence to establish the beneficiary will be employed with the duties you have set forth, such as:
 - Business plans, reports, and presentations to describe your business;
 - Contractual agreements or work orders from each company who will utilize the beneficiary's services showing that the beneficiary will be performing specialty occupation duties;
 - Promotional materials, advertisements, articles, and/or press releases; or
 - Patents.

Qualifying Criteria

To qualify as a specialty occupation, the position must meet at least one of the following criteria.

USCIS will discuss each of the qualifying criteria for specialty occupation below. With your response, identify which of the specialty occupation qualifying criteria you believe has been satisfied. If you believe the offered position satisfies multiple criteria, identify the evidence that you believe satisfies each criterion.

1. Degree is Normally Minimum Requirement

You may establish eligibility by showing that a bachelor's degree or higher in a specific specialty, or its equivalent, is normally the minimum requirement for entry into the particular position.

USCIS recognizes the *Occupational Outlook Handbook* ("OOH"), a publication of the U.S. Department of Labor (DOL), as an authoritative source on the duties and educational requirements of the wide variety of occupations that it addresses. You provided a certified Labor Condition Application (LCA) from the DOL that the proffered position is a Computer Occupations – All Other position. The OOH does not contain descriptions for this occupation. You did not provide other evidence to show that a bachelor's degree or higher or its equivalent in a specific specialty is normally required for entry into the position.

As such, you have not sufficiently established that a bachelor's degree or higher in a specific specialty, or its equivalent, is normally the minimum requirement for entry into the particular position.

You may still submit evidence to establish eligibility under this criterion. Evidence may include, but is not limited to:

- Relevant documentation from an authoritative career resource, such as the *OOH*, which list the duties, work environment, education, training, skills, and other qualification requirements for the occupation. Include a statement describing how the particular position relates to the occupation listed in the career guide and how the information in the career guide demonstrates that a bachelor's or higher degree in a specific specialty or its equivalent is normally the minimum requirement for the particular position.
- Any evidence you believe will establish that a bachelor's or higher degree or its equivalent is normally the minimum requirement for entry into the particular position.

2.a. Degree Common to the Industry

You may establish eligibility by showing that the degree requirement of a bachelor's degree or higher in a specific specialty, or its equivalent, is common to the industry in parallel positions among similar organizations.

You did not submit any evidence for this criterion. Thus, you have not established eligibility under this criterion.

You may still submit evidence to establish eligibility under this criterion. Evidence may include, but is not limited to:

- Job postings or advertisements showing a degree requirement of a bachelor's degree or higher in a specific specialty, or its equivalent, is common to the industry in parallel positions among similar organizations. Any job postings or advertisements should be supported by documentation of the following:
 - The date and source of the job posting or announcement;
 - A detailed description of the duties of the position and the educational, training, and experience requirements of the position;
 - The company or firm offering the position in these job postings or announcements is within your industry and is similar to your organization; and
 - The job postings or advertisements represent the industry standards for the position.
- Letters from an industry-related professional association indicating that similar organizations routinely employ and recruit only individuals with a bachelor's degree or higher in a specific specialty, or its equivalent for parallel positions.
- Copies of letters or affidavits from firms or individuals in the industry attesting that similar organizations routinely employ and recruit only individuals with a bachelor's degree or higher in a specific specialty, or its equivalent for parallel positions. Any letter or affidavit should be supported by documentation of the following:
 - The writer's qualifications as an expert;
 - How the writer's conclusions were reached; and
 - The basis for the writer's conclusions, supported by copies or citations of any materials used.

2.b. Position So Complex or Unique

You may establish eligibility by showing that the particular position is so complex or unique that it can be performed only by an individual with a bachelor's degree or higher in a specific specialty, or its equivalent.

The position description you provided does not show that the particular position is so complex or unique that the position requires a bachelor's degree or higher or its equivalent in a specific specialty. Thus, you have not established eligibility under this criterion.

You may still submit evidence to establish eligibility under this criterion. Evidence may include, but is not limited to:

- Letters from an industry-related professional association indicating that the particular position is so complex or unique that it can be performed only by an individual with a bachelor's degree or higher in a specific specialty, or its equivalent.
- Copies of letters or affidavits from firms or individuals in the industry attesting that the particular position is so complex or unique that it can be performed only by an individual with a bachelor's degree or higher in a specific specialty, or its equivalent. Any letter or affidavit should be supported by documentation of the following:
 - The writer's qualifications as an expert;
 - The writer's knowledge of your business;

- How the writer's conclusions were reached; and
- The basis for the writer's conclusions, supported by copies or citations of any materials used.
- Copies of trade publications or other articles within your industry which demonstrate and highlight the specific complex or unique functions of the particular position, which can only be performed only by an individual with a bachelor's degree or higher in a specific specialty, or its equivalent.

3. Employer Normally Requires Degree or its Equivalent

You may establish eligibility by showing that you normally require a bachelor's degree or higher in a specific specialty, or its equivalent, for the position. However, in this case, you have indicated that the beneficiary will be performing services at an end-client's worksite. Consistent with *Defensor v. Meissner*, 201 F.3d 384, 387-88 (5th Cir. 2000), evidence of the end-client's job requirements is critical. To establish that the proffered position qualifies as a specialty occupation under this criterion, you must submit evidence that the entity(ies) using the beneficiary's services normally requires a bachelor's or higher degree in a specific specialty or its equivalent.

You did not submit any evidence for this criterion. Thus, you have not established eligibility under this criterion.

You may still submit evidence to establish eligibility under this criterion. Evidence may include, but is not limited to:

- An organizational chart showing your hierarchy and staffing levels with corresponding educational and experience requirements for the positions. The educational requirements should include the field of study (e.g. computer science) in addition to the educational level (e.g. bachelor's degree).
- Copies of present and past job postings or announcements for the proffered position showing that you require or, if the beneficiary will perform services for an end-client, the end-client requires applicants to have a minimum of a bachelor's or higher degree in a specific specialty or its equivalent.
- Documentary evidence of your past employment practices for the position, including:
 - Documentation which lists the number of employees hired in the most recent two years for the position;
 - Copies of employment or pay records identifying past and present employees in this position;
 - Copies of degrees and/or transcripts to verify the level of education and field of study of each individual hired for this position in the last two years. Additionally, provide evidence to establish the duties that the individuals performed, such as official position descriptions, job offer letters, job postings, or performance reviews; and
 - An organizational chart or diagram, showing your organizational structure and staffing levels.
- Documentation which lists the educational, experience, training, and skills requirements of the offered position, such as official position descriptions, job offer letters, or job postings.

4. Nature of Specific Duties So Specialized and Complex

You may establish eligibility by demonstrating that the nature of the specific duties of the offered position are so specialized and complex that the knowledge required to perform these duties is usually associated with the attainment of a bachelor's degree or higher in a specific specialty, or its equivalent.

Here, you have not shown that the duties of the position are so specialized and complex that the knowledge required to perform these duties is usually associated with the attainment of a bachelor's degree or higher in a specific specialty, or its equivalent. Thus, you have not established eligibility under this criterion.

You may still submit evidence to establish eligibility under this criterion. Evidence may include, but is not limited to:

- An explanation of the specific duties, as they relate to your products and services, and how the nature of those duties of the offered position are so specialized and complex, that they are usually associated with the attainment of a bachelor's degree or higher in a specific field of study; provide an explanation of what differentiates your products and services from other employers in the same industry. Be specific and provide documentation to support any explanation of specialization and complexity.
- Copies of letters or affidavits from firms, individuals, professional associations, or customers attesting that the nature of your products and services are so specialized and complex that a bachelor's level of education, or higher, in a specific field of study is a prerequisite for entry into the offered position. Any letter or affidavit should be supported by documentation of the following:
 - The writer's qualifications as an expert;
 - How the writer's conclusions were reached; and
 - The basis for the writer's conclusions, supported by copies or citations of any materials used.
- Copies of trade publications or other articles about your company that highlights the nature of your products and services and demonstrates that the specific duties of the offered position are so specialized and complex that a bachelor's level of education, or higher, in a specific field of study is a prerequisite for entry into the position.

Nonimmigrant Status

The record lacks sufficient evidence regarding the beneficiary's status. The following item(s) explain why the submitted evidence is deficient and request additional evidence to render a final decision.

The record indicates that the beneficiary is presently in F-1 academic student status to attend Campbellsville University and is currently residing at the following address while attending Campbellsville University:

- 3400 Stevenson Blvd, Apt R32, Fremont, CA 94538

However, Campbellsville University is located at 2300 Greene Way, Louisville, KY 40220. The evidence of record suggests that the beneficiary's current address was not within commuting distance of Campbellsville University during the claimed F-1 status period.

As such, USCIS requires additional documentation to establish that the beneficiary has not violated and has been maintaining a valid F-1 nonimmigrant status during the claimed F-1 period. Please provide evidence regarding the beneficiary's F-1 status. Evidence may include but is not limited to the following:

F-1 Full Course of Study: An F-1 nonimmigrant must maintain a full-course of study. Here, the record does not contain evidence regarding the beneficiary's full-course of study. Please submit additional evidence regarding the beneficiary's full-course of study. Evidence that you may submit include, but are not limited to:

- Copies of all pages of all SEVIS Certificates of Eligibility for Nonimmigrant Student Status (Forms I-20) issued to the beneficiary from all of the beneficiary's schools in the United States;
- Official copies of the beneficiary's transcripts issued by all of the beneficiary's schools in the United States;
- Copies of degrees and/or certificates issued to the beneficiary showing course completions;
- Receipts for tuition payments made by the beneficiary to Campbellsville University;
- Receipts for books, parking passes, and school supplies, for the period of time that the beneficiary was a student at Campbellsville University;
- The beneficiary's course syllabi or outlines for the beneficiary's program at Campbellsville University;
- Documentary evidence to show that the beneficiary was physically attending the courses in which the beneficiary was enrolled, including transportation receipts, confirmed transportation reservations, attendance records, etc.;
- Evidence of the beneficiary's U.S. residence (utility bills, rental contracts or receipts, etc.);
- Evidence showing the number of online or distance education class credits the beneficiary enrolled in for each academic period for the duration of the time the beneficiary was a student at Campbellsville University;
- Evidence to show the beneficiary is making progress toward completion of a program of study; or
- Any other documentary evidence to establish the beneficiary has been engaged in a full course of study and working towards program completion.

F-1 Curricular Practical Training: Since the evidence of record indicates that the beneficiary is or was participating in Curricular Practical Training (CPT), provide the following or similar documentation:

The name of the course and course code in which the beneficiary is or was enrolled that requires CPT;

- Documentary evidence that immediate participation in CPT was required for the beneficiary's studies;
- Documentary evidence establishing both the beneficiary's current major and that CPT is/was an integral (essential) part of the beneficiary's degree program at Campbellsville University;
- Letter(s) from the beneficiary's CPT employer(s), explaining the beneficiary's job duties, pay, and period of employment;
- Evidence of the cooperative agreement(s) between the beneficiary's CPT employer(s) and the school; or
- Evidence that the beneficiary's CPT is or was directly related to the beneficiary's major area of study.

F-1 Optional Practical Training: Since the evidence of record indicates that the beneficiary is or was participating in Optional Practical Training (OPT), provide the following or similar documentation:

- Students engaging in initial F-1 post-completion OPT may not accrue an aggregate of more than 90 days of unemployment during the initial post-completion OPT period. Students granted the 17-month OPT extension may not accrue an aggregate of more than 120 days of unemployment during the total OPT period including any initial OPT and the 17-month OPT extension. Students granted the 24-month OPT extension may not accrue an aggregate of more than 150 days of unemployment during the total OPT period including any initial OPT and the 24-month OPT extension. Further, students engaging in F-1 post-completion OPT must engage in at least 20 hours or more per week of employment that is directly related to the student's U.S. major of study. Lastly, unpaid internships may meet the OPT employment requirements if the

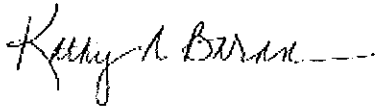


internship is directly related to the student's U.S. major of study and the internship complies with all labor laws. Please provide evidence that the beneficiary maintained the beneficiary's F-1 status during post-completion OPT. Evidence may include but is not limited to the following:

- A list of all employers the beneficiary has worked for under post-completion OPT and the periods the beneficiary worked for those employers;
- Copies of all pay records / stubs for the beneficiary from the starting date of post-completion OPT to the present time; and
- Evidence that the beneficiary worked at least 20 hours or more per week in a position that is directly related to the beneficiary's U.S. major of study.

**PLEASE RETURN THE REQUESTED INFORMATION AND ALL SUPPORTING DOCUMENTS
WITH THIS ORIGINAL REQUEST ON TOP TO:
U.S. CITIZENSHIP AND IMMIGRATION SERVICES
P.O. BOX 10590
LAGUNA NIGUEL, CA. 92607-0590**

Sincerely,



Kathy A. Baran
Director, California Service Center

