

E-2 The Treaty Investor Visa

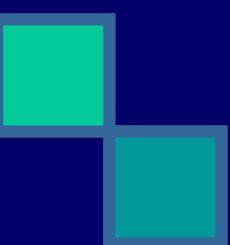

The Law Offices of Victor A. Nezu, P.C.



A Blueprint for Building Stability and
Achieving Success in the U.S.A.




Vision Statement

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- Place qualified Korean candidates in carefully selected U.S. businesses that balance conservative, income-producing, short term objectives with the potential for long term growth and expansion; while preserving the client's initial capital investment.
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Goals and Objectives

- “Fail to Plan.....Plan to Fail”
 - *Business Research and Due Diligence*
 - SWOT Analysis
 - “You Never Walk Alone”
 - *Legal, Business and Consulting Support*
 - Immigration Integration
 - *Setting The Table*
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E-2 Basic Requirements

- Treaty of Commerce and Navigation or Bilateral Investment must exist. (Korea - *No Problem*).
 - Majority ownership or control of the investing company must be held by treaty-country nationals. (*50% Rule*).
 - Treaty country citizenship must be held by each Employee or Principal of the treaty enterprise who seeks E status pursuant to the treaty.
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E-2 Critical Requirements




- ***Active Investment***

- A commitment of funds that represents an actual, active investment. This investment must be irrevocable.

- ***Job Creation***

- The investment cannot be marginal in nature, that is, one which will only support the investor and his or her family; in most cases it should create job opportunities for U.S. workers.

- ***Substantial Investment***

- The investment must be substantial, consideration given only to those financial transactions in which the investor's own resources are placed at risk.
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- ***Essential Role in Enterprise***

- The treaty investor must fill a key role with the company, either as the investor who will develop and direct the investment or as a qualified employee necessary for the development of the investment.



E-2 Benefits



- ***Renewability***

2 years...2 years...

2 years...2 years...

- Initial period can be extended indefinitely.


- ***Two Incomes***

- Spouse may obtain work authorization (security, insurance benefits, etc.)

- ***Family Status***

- Spouse and unmarried children under 21 can live and study in the U.S. without any additional permits.

- ***Freedom & Independence***

- Be your "own boss" and make your own decisions.
 - Travel in and out of the country whenever you like.
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Available Options



- H-1B

- *True Professional?, David Loses, Annual Cap, Economic Downturns, Dependent Spouse, Political Climate...Blame Foreigners.*

- EB-3

- *Retroggression, PERM, Goliath Wins, Sales Down?...Guess Who's Out?, Profits = Taxes.*
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