
Career Planning with 12 Visa Choices:
Cap-Covered H-1Bs w/ Lottery Are *AWFUL*



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About Art

- **Bachelor's Degree in Business (summa cum laude):** Georgetown University
 - Worked at "Big 8" CPA Firm: Ernst & Whinney (EY) 1984-86
- **MBA:** University of Virginia Darden Graduate School of Business 1986-88
 - Worked as Financial Analyst at Tandem Computers (Hewlett Packard Enterprise) 1988-1990
- **JD (honors):** George Washington University National Law Center 1990-93
 - Vandeventer Black LLP
 - Government Contracts Lawyer 1993 - 1999
 - Partner & Chair, Immigration Law Group 1999 - 2015
- **Serratelli Mijal PLLC 2015 - Present**



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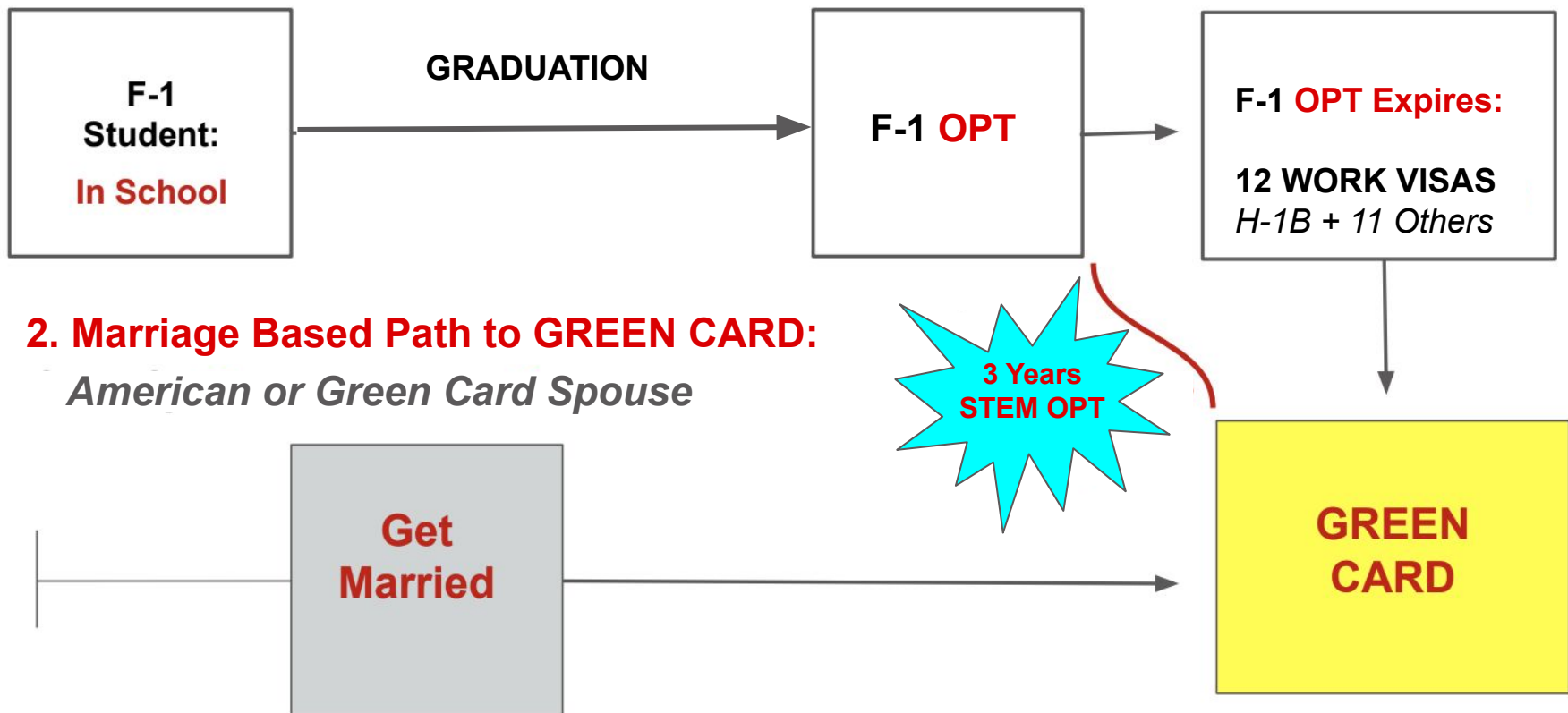


- youtube.com/@ArthurSerratelli




Begin with the End Goal in Mind: GREEN CARD

1. Employment Based Path to GREEN CARD: *OPT, Work Visa, Green Card*



2. Marriage Based Path to GREEN CARD: *American or Green Card Spouse*

Employment Green Card Choices

	Self – Sponsored	Employer – Sponsored	Employer Sponsored Other
EB – 1 You Are Special	Extraordinary Ability <i>* “Among the Best of the Best in Your Field”</i> <i>* “You Have Risen to the Top of Your Profession”</i>	Outstanding Professor / Researcher <i>* Easier than Extraordinary Ability</i> <i>* Why? The Employer Stands Behind You: They PAY You!</i>	Multinational Transferee <i>* L-1A Manager or Executive</i>
EB – 2 * PhD * Masters * Exceptional Ability	National Interest Waiver <i>* Your Work is Important</i> <i>* Your Work is Important All Over the USA</i> <i>* Your Contribution is Unique</i> <i>* WAIVER OF: Advertising</i> STEM: Critical & Emerging Technology 	PERM Labor Certification SPECIAL HANDLING for TENURE TRACK Professors Advertise to find THE BEST Professor	PERM Labor Certification <div> Everyone Else with a “regular job” Advertise to find the Lowest Acceptable American </div>
EB – 3 Bachelors “Other Workers”	X X X	X X X	PERM Labor Certification <div> Advertise to find the Lowest Acceptable American </div>
EB – 4 Religious Worker	X X X	X X X	Religious Worker Green Card * 2 Years of Paid Religious Work * Denominations Match

STEM: *EB-2 NIW Green Card* Critical & Emerging Technologies



President Biden's List
Dated February 2022:

[Click Here](#)

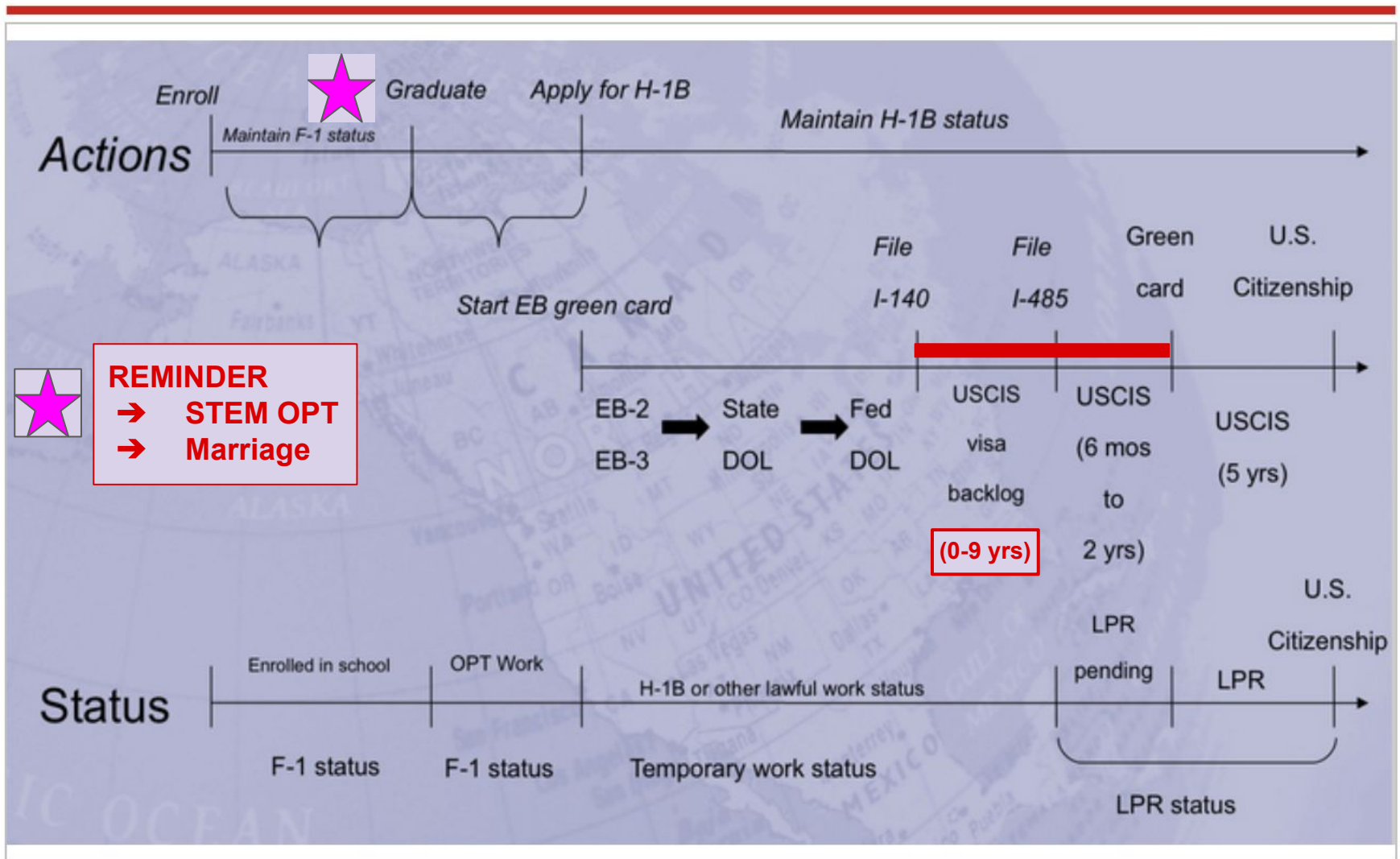


CRITICAL AND EMERGING TECHNOLOGIES LIST UPDATE

A Report by the
FAST TRACK ACTION SUBCOMMITTEE ON CRITICAL AND
EMERGING TECHNOLOGIES
of the
NATIONAL SCIENCE AND TECHNOLOGY COUNCIL

February 2022


PERM Labor Certification Green Card: Timelines



Marriage Green Cards



Video
Playlist
[Click Here](#)



Green Card: Engagement & Marriage to a U.S. Citizen

Arthur Serratelli


Public

9 videos 1,191 views Updated today


Play all Shuffle

Everything you wanted to know about getting a Green Card through marriage to a U.S. Citizen!


Sort




FAQs: Marriage Case Green Cards
Arthur Serratelli • 122K views • 10 years ago
15:55




FAQ: Green Card Medical Exams -- Pick the Cheapest Doctor!
Arthur Serratelli • 22K views • 7 years ago
7:32



FAQ: Marriage Case Green Cards -- "What Should I Wear to the Interview?"
Arthur Serratelli • 11K views • 10 years ago
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FAQ: Marriage Case Green Cards -- Criminal Issues
Arthur Serratelli • 5.9K views • 10 years ago
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UPDATE: Marriage Case Processing Times
Arthur Serratelli • 28K views • 5 years ago
8:02

Step by Step: US Citizen Spouse Immigrant Visa



Work Backwards from the 12 Work Visa Choices

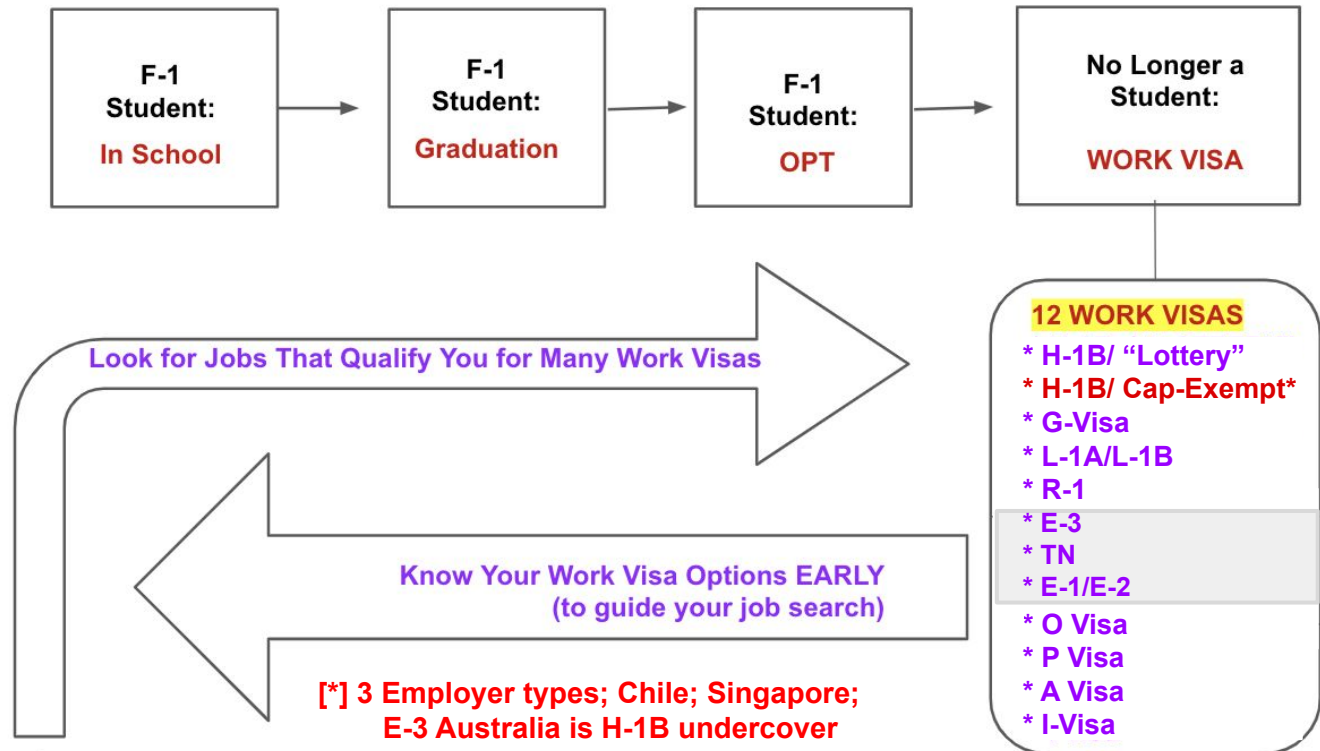
Plan Your Job Search AFTER You Know Which Visa Categories Fit Your Interests & Country of Citizenship

How to Plan Your Job Search:

#1 Which work visas are available based on your citizenship?

#2 Of the available work visas, which are applicable to your major, and employment goals?

#3 Based on above, target employers for **NETWORKING / INTERVIEWING!**



Work Backwards from the 12 Work Visa Choices

- Plan Your Job Search Based on the Work Visas For Which *You Qualify*:
 - **Country of Citizenship** - Controls Work Visa Choices
 - [Click Here for Spreadsheet of Visa Options by Country](#)
 - **Education Major / Interests**
 - **Where You Want to Work** - Company; NGO; College/University; Religious Work, etc.
 - **NOTE:**
 - **Country of Birth** Determines Wait for the Green Card
 - **Country of Citizenship** Determines Work Visa Options
-

Resources: Plan Your Job Search

- “Job Search” Websites for International Students (*Free*)
 - <https://www.myvisajobs.com/>
 - <https://h1bgrader.com/>
- “Immigration Information” Websites (*Free*)
 - <https://redbus2us.com/>
 - <https://www.uscis.gov/working-in-the-united-states/temporary-nonimmigrant-workers>
 - <https://www.uscis.gov/green-card/green-card-eligibility/green-card-for-employment-based-immigrants>
- On-Campus Career Center Databases
- Career Coaches - Private (www.icaway.com) or On-Campus Career Center
- My Tips for Answering Immigration Questions During Job Search
 - *Click for Video:* <https://www.youtube.com/watch?v=HG0q5cBpg7E>



- **REMEMBER** -- *Human Beings Give Jobs to Other Human Beings*

- **NETWORK!** Request *Informational Interviews!*
- Resumes sent to HR or websites are much more effective if you have introduced yourself to a Human First!



Visa Choice #1

H-1B “Lottery” / “Cap-Covered”

H-1B Regular: Limited by a “Cap” / Quota

[duration: 6 yrs]



H-1B “Specialty Occupation” Requirements

- A job offer w/ a company with a “proven financial track record”
- For a position that requires at least a 4 year college degree in a *related specific specialty*; and
- You have the required degree in the *related specific specialty*

Other Issues: Concurrent H-1Bs | “Prevailing Wage” | Who Pays the Fees

H-1B “Specialty Occupation” Videos and Informational Links



- H-1B Specialty Occupation Rules:
 - [Video Playlist: Click Here](#)
 - H-1B Electronic Registration for the Lottery:
 - [Video: Click Here](#)
 - USCIS Website Step-by-Step Instructions: [Click Here](#)
 - H-1B Cap Gap Questions / Considering a December Graduation?
 - [Click Here for Videos](#)
-

Why You Need Other Visa Options: The H-1B “Lottery” is Awful!

WHY?

- *Each Applicant has less than a 20% Chance of Winning the Lottery*
- In March 2022, USCIS received **483,927 lottery registrations**
- And the **Supply** was a woefully tiny **85,000** quota-limited H-1B visas



The H-1B Lottery is All LUCK – it is Terrible

- You're Betting Your American Future on a Game of Chance
 - **AND** the Game is Stacked Against You
 - You Need to Have Other Visa Options as a Back-Up!
-

Visa Choice #2

The H-1B Cap-Exempt / No Lottery

3 Types of Employers are Cap-Exempt

- **Type #1** U.S. institutions of higher education
- **Type #2** Non-profit entities affiliated w/ U.S. institutions of higher education (Teaching Hospitals; Research Foundations)
- **Type #3** Non-profit research organizations such as Think Tanks, Public Policy Research Organizations & Trade Associations:
 - <https://www.guidestar.org/nonprofit-directory/education-research/research-institutes/1.aspx>
 - <http://guides.library.harvard.edu/content.php?pid=481539&sid=3945886>
 - <http://www.directoryofassociations.com/>
 - <http://www.planningshop.com/associations/>

Other Choices That Behave Like “Cap-Exempt H-1Bs:”

- *Chile; Singapore; E-3 Australia is H-1B “undercover”*
-

Visa Choice #3

G-Visas: “International Organizations”

Specially Designated NGOs

- Get a Job with one of the designated International Organizations on the G-Visa List and you qualify for a G-Visa!
- 10 Page List of G-Visa Employers: [Click Here](#)
- Duration of G-Visa varies depending on the job






Visa Choices #2 & #3


H-1B “No Lottery” / “Cap-Exempt” & G-Visas

VIDEOS Click Here:


- [*H-1B Cap-Exempt and G-Visa Video Playlist*](#)






 Arthur Serratelli Videos Playlists Channels Discussion About





H-1B Cap Exempt Visa Status (and G-visas too)

 | Arthur Serratelli • 2 videos • 252 views • Last updated on Jan 31, 2016

Everything you ever wanted to know about the Cap-Exempt H-1B and G-visa work statuses!


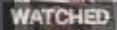
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H-1B Cap-Exempt and G-Visa Options - Good Choices!
by Arthur Serratelli

2



Update: "NON-PROFITS" & Cap-Exempt H-1Bs
by Arthur Serratelli

Visa Choice #4

L-1A & L-1B: Multinational Employers

- **L-1A: Manager or Executive [duration: 7 years]**
 - EB-1 Green Card “Short-cut”
- **L-1B: Specialized Knowledge [duration: 5 years]**
 - Inside “proprietary” info specific to employer:
 - EXAMPLES: Nuclear Cooling Tower engineer; Siemens Robotics Equipment Diagnostician

- ***Requirements***
 - Work 1 full year outside USA for **Company X**
 - Transfer to **Company X** Affiliated Office in USA

- **VIDEO**
 - L-1A & L-1B Work Visas for the Intracompany Transferee:
[Click Here](#)



Visa Choice #5

R-1 Religious Worker Visa

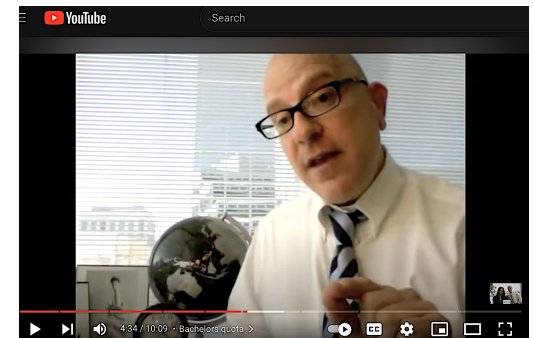
- **R-1 Religious Worker Visa Requirements:**
 - A job offer from a religious organization that
 - Has the same religious denomination / religious beliefs as you do, and
 - The job must require knowledge of your denomination's religious beliefs, as
 - Demonstrated by your membership in the denomination for 2 full years prior to USCIS application for R-1
- **R-1 Duration: 5 yrs**
- **R-1 [USCIS Description: Click Here](#)**
- **R-1 [Video: Click Here](#)**



Visa Choice #6 / Country Specific

E-3 Work Visa: For Australians

- E-3: “H-1B for Australians” [duration 2 years+]
- **Requirements: No Cap / No Lottery! Australian Citizenship, and...**
 - A job offer w/ a company with a “proven financial track record”
 - For a position that requires at least a 4 year college degree in a *related specific specialty*; and
 - You have the required degree in the *related specific specialty*
- E-3 Video [“Calling All Australians”](#)



Visa Choice #7 / Country Specific TN (Treaty NAFTA) Visa for Canadians & Mexicans

- TN Requirements:
 - You MUST be from Canada or Mexico
 - You MUST Get a Job Listed on the “TN Job Titles List”
and
 - You MUST Have the **Required Education** Shown on the List
- TN Job Titles List with Required Education: [Click Here](#)



- TN Video Link:
 - [Click Here](#)

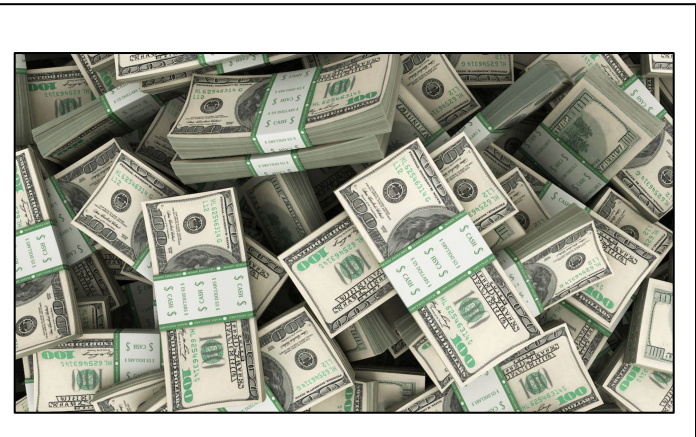


Visa Choice #8 /Country Specific

E-1 Treaty Trader Visa & E-2 Treaty Investor Visa

- E-1 Treaty Trader / E-2 Treaty Investor: Visa duration 2-5 yrs+
- **Requires E-1/E-2 Treaty** between your country of citizenship and USA: [Click for List of Treaty Countries on State Dept Website](#)
- E-Visa allows you to work for a foreign-owned business in the USA IF:
 - USA company owners outside USA (corporate or individual) have citizenship which matches yours
 - Individual company owners in USA must have the citizenship you have; and E-Visa status, NOT permanent residency status
 - Job can not be “unskilled”
- E-Visa allows you to start your own business (or purchase an existing business) in the USA and get a visa based on the investment in that business. Minimum investment: about \$100,000

VIDEO E-1 / E-2: [Click Here](#)



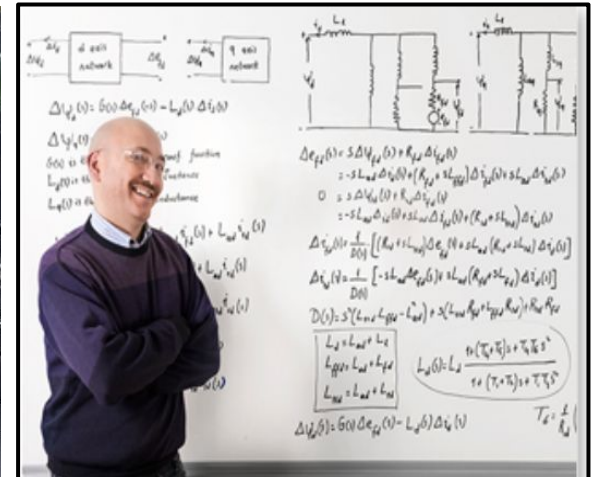
Visa Choices #9 - #10

More Options!

- **O-1 - Extraordinary Ability**
 - [Extraordinary Ability Described | USCIS](#)
- **P-1 - Athlete/Entertainer**
 - [Athlete Described | USCIS](#)
 - [Entertainer Described | USCIS](#)



Video:
**What Are the O
& P Visas?**



Visa Choices #11 - #12

Even *More* Options!

A-visa - Foreign Ambassador / Embassy Personnel

- [A-Visa Described | State Department](#)



I-visa - Foreign Media / Journalist visa

- [Foreign Media Visa Described | USCIS](#)
-

Questions?

Send us an email! We would be happy to answer your immigration questions free of charge!

We can also schedule an appointment for a *one-on-one, free video consultation with Immigration Art!*



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