



# THE AMERICAN LEGAL CENTER

Boulevard Plaza Towers 1 Office 3204, Downtown Dubai | [www.america.ae](http://www.america.ae)





The American Legal Center

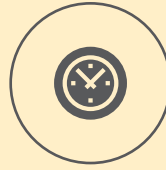
## WHAT IS THE EB-5 PROGRAM?



Obtain U.S. residency  
for you and your family  
within months



Invest \$800,000 in the  
U.S. economy



Create ten full-time  
jobs for U.S. workers



Path to U.S. citizenship  
and passport

## WHY PARTICIPATE IN THE PROGRAM?



Education Benefits



Travel Privileges



Work Authorization



Future Security for Family

## WHO ARE WE?

We are a team of U.S. licensed lawyers and EB-5 experts based in Dubai and serve as your active guide.

### OUR TRACK RECORD



100%  
approvals



\$75,000,000 of  
capital raised



+500 Green  
Cards processed



+10 years of  
experience





## ABOUT US

With over a decade of experience, we are a team of U.S. licensed lawyers and professionals specializing in the EB-5 Immigrant Investor Program, the golden visa equivalent for investment migration to the United States. Having our headquarters located in Dubai, the United Arab Emirates allows us to operate with a deep understanding of the nuances applicable to investors from the GCC, Arab nations, and the emerging markets such as India and Pakistan. We have assisted hundreds of families from the Gulf region and surrounding nations in beginning their migration journeys to the United States through the EB-5 program.

We constantly keep abreast of topics pertaining to clients and investors seeking the EB-5 program given our longstanding connections and well-established relationships within the EB-5 industry. We are experienced in dealing with consular and U.S. embassy offices in the region such as Abu Dhabi, Doha, Mumbai, and others. Our vast experience coupled with our knowledge of U.S. immigration law puts our office in the best position to assist you and your family in pursuing your goal of accessing America.

The success of our director, Shai Zamanian, has been published by many major news outlets such as CNN International, Bloomberg News, The Wall Street Journal, Arabian Business, Khaleej Times, Business Traveller, and The Gulf News. We will take pride in assisting your family navigate the EB-5 program and will serve as your active guides throughout the process.





## **Shai Zamanian, Esq.**

**International EB-5 Specialist | U.S. Licensed Lawyer**

BA, Bachelor of Arts, UCLA University of California – Los Angeles  
JD, Juris Doctor, University of Miami  
Visiting Researcher, Harvard University

### **Director of the EB-5 Advisory Department for The American Legal Center**

Shai provides expert advice on multigenerational planning for families through the EB-5 program. As an established EB-5 leader in the region, Shai has successfully filed the most EB-5 applications out of the GCC market. As the preeminent voice on EB-5 related matters in the Middle East and surrounding countries, Shai regularly speaks at seminars and other formal events relating to investment migration to the U.S. He is a sought-after figure among prospective investors in regard to advice on the EB-5 process.

His practice focuses on developing his portfolio of foreign investor contacts in the Middle East, petitioning the United States Citizenship and Immigration Services (USCIS) on behalf of EB-5 candidates, conducting financial transparency reporting, and coordinating multigenerational offshore financial planning for prospective immigrants. While working on commercial real estate legal matters at Rialto Capital Management, the investment arm of the Lennar Corporation (NYSE: LEN) in Miami, Florida, Shai was afforded the foresight necessary to determine the viability of each EB-5 commercial real estate investment.



## EB-5 SERVICES

The EB-5 Immigrant Investor Program is a U.S. government program that allows foreign investors to obtain U.S. residency and Green Cards for themselves and their immediate family members through an investment in a government pre-approved project in the United States. The program is administered through USCIS, which is the agency in charge of granting visas and other immigration benefits to the U.S. The EB-5 program provides applicants with a strong and stable path to U.S. citizenship and passports.

This government residency program was created by the U.S. Congress in 1990 with the intention of injecting foreign capital into the U.S. economy and boosting job creation for U.S. persons in the United States. In simple terms, the program mandates that a family looking to obtain U.S. Green Cards must invest a minimum of \$800,000 in the United States. This investment must create ten full-time jobs for U.S. persons. A spouse and children under the age of 21 can be included in one application, and each member of the family will earn their own Green Card. The investment amount is returned to the family after approximately five years of benefiting the U.S. economy.

The EB-5 program is divided into three stages: (1) the filing of the initial EB-5 application (I-526E petition) with USCIS, (2) receipt of conditional Green Card upon approval of the initial EB-5 application, and (3) removal of conditions and receipt of permanent Green Card.



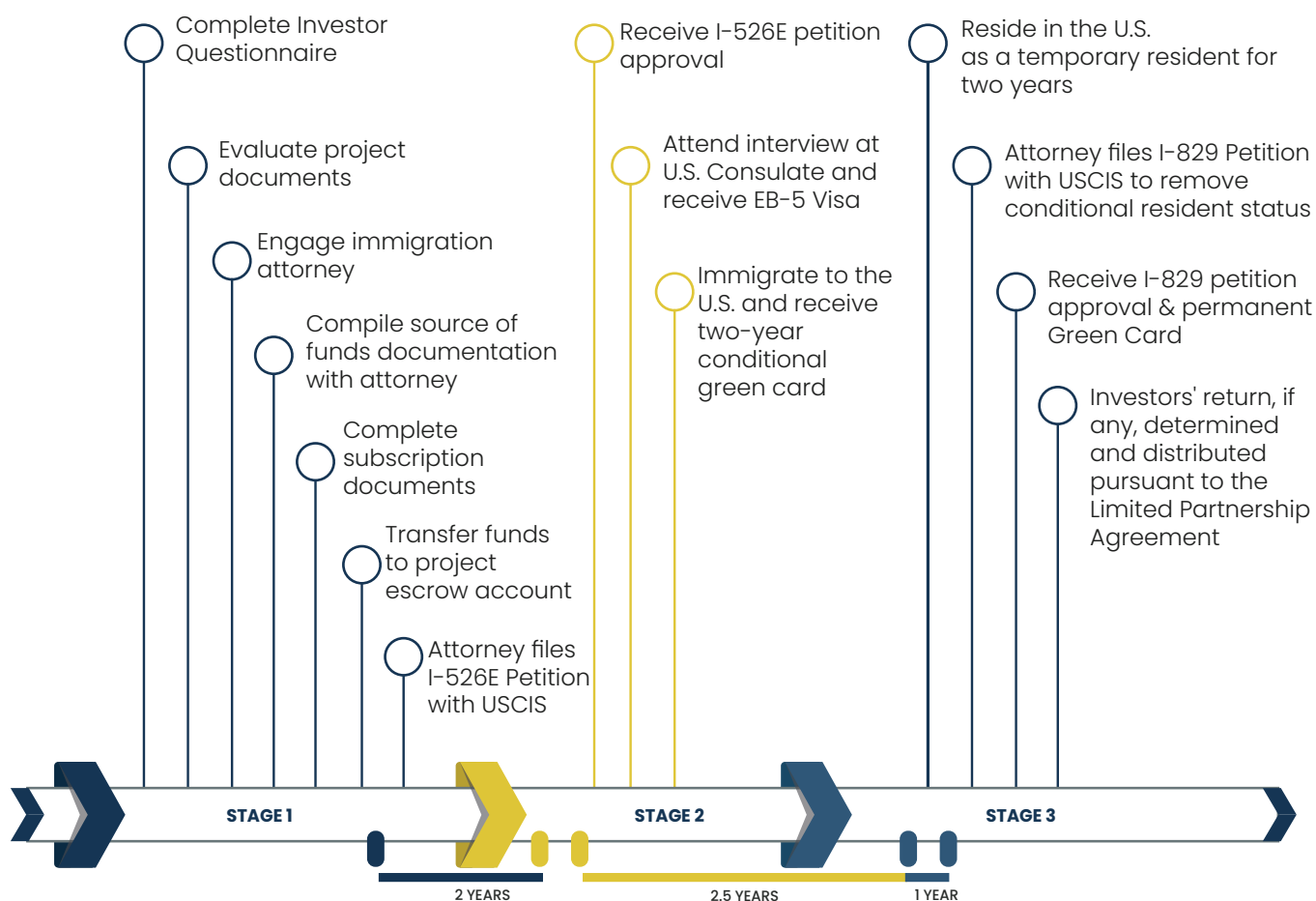


## ROLE OF THE AMERICAN LEGAL CENTER

**The American Legal Center will provide active guidance throughout the EB-5 process which will include:**

- » Providing a free consultation with U.S. licensed lawyers in our offices in Downtown Dubai and answering any preliminary questions about the EB-5 process.
- » Conducting a preliminary review of client files to pre-qualify them and ensure they are the right candidate for the program.
- » Providing examples of qualifying EB-5 investment opportunities for investors to consider for their immigration process. Generally, the projects provided will be from project sponsors who have successfully completed their previous EB-5 projects and have a track-record of repaying back their investors on time.
- » Acting as the single point of contact between the client, attorney of record, the regional center, and USCIS.
- » Providing updates on the client's pending government approvals and attempting to expedite the approval process to the extent possible and necessary.
- » Preparing clients for their U.S. consular interview in Abu Dhabi, Riyadh, Doha, Muscat, or any other local embassy or consulate of their choice upon the initial approval of the EB-5 application.
- » Providing additional guidance on relocation to the U.S., college enrollment resources, obtaining government benefits, and other resources on maximizing your benefits as a U.S. person.

As a general practice in order to encourage ongoing communications with our clients, we do not bill for our services on an hourly basis. We proudly treat each client as a member of our larger family and welcome in-office visits in Dubai. Upon request, we can facilitate visits to our partner office in the United States as well. In some instances, our associates will also travel to neighboring GCC and other regions to meet with and assist clients.





# STAGE ONE: THE INITIAL I-526E PETITION

The EB-5 application (I-526E petition) primarily consists of two parts:

1. Information of the investor, including personal and financial documents, and
2. Information on the regional center, including the qualifying EB-5 investment project.

Prior to making an investment decision, the first step is to meet with one of our EB-5 advisors to determine your suitability for the EB-5 program. A member of our team of U.S. licensed lawyers will provide general consultation on the EB-5 program and its requirements as well as respond to any concerns specific to your case.

A key requirement of the EB-5 program is to show that both the source and path of your investment funds are lawful. In examining applicants, the U.S. government generally does not discriminate on the basis of nationality, age, or occupation; however, an important requirement is to have a source of funds clear from illegal activities. We will review your personal and financial documents to prepare your application, which we will supplement with a Source of Funds Declaration. We take pride in our ability to achieve consistent approvals from USCIS. Among other necessary requirements and evidence, USCIS will review your petition to ensure that the following criteria have been satisfied:

## New Commercial Enterprise

There must be evidence that the commercial enterprise or investment vehicle is new and authorized to conduct business in the territory of the regional center under the applicable terms and conditions of the EB-5 program. Generally, a new real estate development project located in a Targeted Employment Area (TEA) evidenced by a TEA letter would be sufficient to satisfy this requirement.

## Source of Capital

There must be evidence that the investor's funds originate from a lawful source. Our team will diligently guide you on this requirement. We will assist in drafting your Source of Funds Declaration outlining the legal and transparent nature of your funds. We will also collect certain prescribed financial documents and will present your application in a clear manner to USCIS.

## Investment Capital

There must be evidence that the applicant has invested the required minimum capital. USCIS deems this investment capital to be "at risk," which indicates an irrevocable commitment to the enterprise. The investment capital must exclusively be used by the regional center for the creation of employment. Generally, if your funds are provided to the real estate project for construction and development, this should be sufficient to show that this requirement is met.

## Job Creation

There must be evidence that a minimum of ten full-time jobs are created for U.S. persons with the investment capital. Generally, with real estate projects these jobs are created not only through construction and development of the project but also through indirect jobs. We review these projects to ensure there are more jobs created than necessary and that this requirement can be met.

# STAGE TWO: WHAT HAPPENS ONCE MY I-526E PETITION IS APPROVED?

Once your I-526E petition is approved, we will provide you with the approval letter from USCIS. In stage two of the EB-5 process, we will guide you in activating your Green Card, which will allow you to take advantage of many of the benefits of being a U.S. person.

There are two routes through which you can obtain your conditional Green Card depending on whether you are in the United States or outside the country.

» **If you are outside of the United States at the time of approval:**

- Our team will assist in setting up an appointment for an interview at the U.S. Embassy in Abu Dhabi or the nearest embassy in your country of residence. The interview is simply a chance for the U.S. government to identify the applicant and confirm the details of the initial application. To make the interview process easier for you, our team will let you know the types of questions that will be asked and if needed, attend the interview with you. Since the contents of your application have already been approved by USCIS, this interview is to verify basic facts about you and ensure you have an understanding of the investment project and EB-5 process. Upon a successful interview, you will receive your landing visa so that you can enter the United States as a U.S. person and not as a visitor.

» **If you are in the United States at the time of approval:**

- Our team will file an I-485 Adjustment of Status petition with USCIS to adjust your status from a temporary visa (such as an F-1 student visa) to a conditional permanent resident.

At the successful completion of stage two, you will become a conditional permanent resident of the United States.



# STAGE THREE: REMOVAL OF CONDITIONS

At this stage, the investor along with the investor's spouse and qualified children have been granted conditional permanent residency for approximately two years. For the investor to remain in the U.S. indefinitely, the "conditions" must be removed.

Once you receive your conditional Green Card, you will have to wait for two years until you can apply to remove your conditions. The purpose of this waiting period is to ensure that your investment has been in the U.S. economy for long enough so that the economy has had the chance to benefit from it. 90 days prior to the expiry of your conditional Green Card, we will petition USCIS to remove your conditions and issue a permanent Green Card.

## **With the I-829 Removal of Conditions petition, USCIS is looking to ensure that:**

1. the investment capital remained in the commercial enterprise and was not withdrawn,
2. the project is real and not a sham project for the sake of seeking an immigration benefit,
3. the project is or will be completed in accordance with the submitted initial plans or within a reasonable time period, and
4. the project created the necessary ten full-time jobs for U.S. workers.

Our guidance on your EB-5 journey is completed at this stage. Upon approval of the I-829 Removal of Conditions petition by USCIS, the investor will be granted unconditional permanent residency and will receive a permanent Green Card.

For the return of investment funds, the investor is responsible for communicating with the regional center. The investor is responsible for submitting the approval of the I-829 petition to their regional center project sponsor, at which point the regional center will start the payback or exit process. Repayment will be determined and distributed pursuant to the Limited Partnership Agreement, the Operating Agreement, and all other relevant Offering Documents that have been signed and executed by the regional center and the investor at the time of the initial investment. The investor has the right to reach out to the regional center at any time during the investment to clarify points regarding the return of their investment capital.



# FAQs

## GENERAL EB-5 QUESTIONS

### » What are the benefits of permanent residency?

A Green Card provides all the benefits available to a U.S. person with limited exceptions, including the right to vote in a national election or work in certain government positions such as the FBI. A Green Card provides the following benefits:

1. Become eligible for U.S. citizenship and obtain your U.S. passport
2. Live and work anywhere in the United States
3. Freely travel in the United States and to certain countries such as Canada and Mexico
4. Study in the United States at resident cost and legally work while enrolled as a student
5. Obtain free government grants, scholarships, or 0% government loans that are guaranteed for students
6. Start a business anywhere in the United States
7. Access to world class healthcare

### » Are there age restrictions to the EB-5 program?

There are no age restrictions for the EB-5 program. Our clients range from young adults (with supervision of their parents) to those of elderly age. Pursuant to immigration laws of the United States, there are no minimum age requirements. That said, some regional centers require their investors to be at least 18 years of age.

### » Must I speak English?

There is no requirement to speak English, but it would certainly help in the process.

### » Are any countries excluded from eligibility for the EB-5 program?

Generally, all nationalities are welcome to apply for the EB-5 program.

### » What is the annual EB-5 visa quota allocation?

The Immigration and Nationality Act (INA) sets a limit of approximately 10,000 visas per fiscal year for EB-5 applicants.

## IMMIGRATION RELATED QUESTIONS

### » What is the process of obtaining lawful permanent residency through investment?

The process of obtaining lawful permanent residency through investment begins with filing an I-526E petition with USCIS. An EB-5 applicant is required to show that:

1. they have the required funds,
2. the funds were obtained from a lawful source,
3. the funds have been invested in a qualifying project in the United States, and
4. the investment meets USCIS requirements.



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Once the EB-5 application is approved, the investor is eligible to apply for an immigrant visa at the nearest U.S. consulate (if outside the U.S.) or for adjustment of status (if already in the U.S.). Once approved, the EB-5 investor is given conditional lawful permanent residency for two years. 90 days prior to the end of the two-year conditional residency period, the investor must file an I-829 petition to remove the conditional status by demonstrating that the required jobs have been created with the investment. Upon the approval of the I-829 petition, the investor will be granted unconditional lawful permanent residency and is eligible to apply for U.S. citizenship five years after the initial grant of conditional permanent residence.

» **My child will turn 21 in a few months, can she/he be still included in our application?**

Yes, upon submission of the EB-5 application to USCIS, your child's age will be frozen in the system until we receive your approval. As there are no wait periods for most countries apart from mainland China and Vietnam, the application should be processed in time to avoid an age out situation.

» **What if I am already in the U.S. on another visa status?**

The initial application process is the same whether you are in the U.S. or abroad. However, pursuant to new EB-5 legislation, you may apply for concurrent filing if you are already in the U.S., meaning that you can receive work and travel authorization while you await the adjudication of your EB-5 petition.

» **I currently have a tourist visa and my child has a student visa, will the I-526E petition affect our visa status?**

No, filing for the EB-5 program will not affect the status of any current visas.

» **Will my application take longer if I am of Indian nationality?**

No, if you and your family act now and apply under the new category of reserved visas (visa set asides), your application will not take longer even if you are of Indian nationality.

Visa set asides are a new category of reserved visas under the EB-5 program. Of the visas made available for the EB-5 program in each fiscal year, 10% are reserved for applicants who invest in high unemployment areas, 20% are reserved for applicants who invest in rural areas, and 2% are reserved for applicants who invest in infrastructure projects.

» **What is concurrent filing?**

Concurrent filing allows foreign investors to file their EB-5 application (I-526E petition) and application for adjustment of status (I-485 petition) with the USCIS simultaneously. Therefore, applicants can live and work in the United States while they await the adjudication of their EB-5 application.

Along with an Adjustment of Status application, applicants must also apply for Employment Authorization (I-765 petition), which will provide them with a work permit until permanent residence is granted. Upon approval of an applicant's I-765 petition, USCIS will grant an employment card (EAD card) authorizing the applicant to work in the United States as well as a travel permit allowing the applicant to travel outside of the United States.

Once an applicant has started the concurrent filing process, they must not leave the United States until they have received their travel permit as leaving the country without a travel permit is deemed as abandoning the application. Given that the processing time for concurrent filing is around ten months, this option is not suitable for all EB-5 investors. Concurrent filing is suitable for students and people willing to stay in the United States. In contrast, concurrent filing is not suitable

# FAQs

for people who have professional commitments out of the country and must travel abroad frequently, unless the applicant has an H1-B visa which allows them to travel internationally while awaiting approval of their I-485 Adjustment of Status application.

» **Does the EB-5 program have previous professional experience, language skills, or minimum educational requirements?**

No, the EB-5 program does not require investors to have previous professional experience, English language proficiency, or a minimum level of education.

» **How many years is my permanent resident card valid after USCIS removes conditions?**

Typically, Green Cards are valid for a period of ten years and can be renewed. Our clients typically opt to trade in the Green Card for their U.S. passport after holding the Green Card for a period of five years. Otherwise, you can continue to renew the Green Card every ten years at will.

» **What are the tax implications of receiving a Green Card?**

Investors should consult their tax or legal advisors prior to making an investment. In general, the United States requires income tax reporting by all U.S. residents based on worldwide income. There are numerous tax treaties regarding avoidance of double taxation, but your advisor can provide you with the required information in your specific situation.

» **If I give birth after I have submitted my I-526E petition, will I be able to include my newborn in my application?**

Yes, once you receive your I-526E approval and your application is sent to the National Visa Center (NVC), we will be given an opportunity to add your newborn as a dependent and they will be eligible to get their own Green Card.

» **My husband no longer wants the Green Card but the rest of the family wants to proceed with the application. What can we do?**

As long as your husband is not the principal applicant, he can withdraw from the application after the approval of the I-526E petition and the rest of the family members can continue with the process. However, if he is the principal applicant then his withdrawal will result in the entire application being removed from the system and everyone else will lose their claim to a U.S. Green Card.

» **What is the EB-5 Reform and Integrity Act of 2022?**

The EB-5 Reform and Integrity Act of 2022 (RIA) is the new EB-5 legislation which was signed into law in March 2022 and became effective in May 2022. The RIA reauthorized the EB-5 Regional Center Program through September 30, 2027 and implemented various changes to the program such as increasing transparency and security for foreign nationals participating in the program. The Act increased the minimum investment amounts to \$800,000 in a Targeted Employment Area and to \$1,050,000 outside a TEA.

The RIA has enhanced the security and transparency of the EB-5 program for foreign investors. The key reforms of the RIA include:

- Reauthorization of the EB-5 Regional Center Program until 2027, which is the longest authorization provided by Congress since 2015. This provides security and comfort for EB-5 investors in knowing that the program will not face suspensions during this time period. Additionally, in accordance with the grandfathering provision of the Act, petitions filed on or before September 30, 2026 will continue to be adjudicated even upon the expiration of the EB-5 program.

# FAQs

- Regional centers are to be audited by the Secretary of Homeland Security at least once every five years. Upon a regional center failing to satisfy the requirements of the audit, such regional center will lose its designation.
- Good faith investors are provided with certain protections upon the termination or debarment of a regional center, a new commercial enterprise, or a job-creating entity. Such good faith investors will be given notice by the Secretary of Homeland Security and will have 180 days to either (1) invest in another new commercial enterprise or (2) have the new commercial enterprise associate with an approved regional center.
- Certain EB-5 investors residing in the United States may concurrently submit an Adjustment of Status petition (Form I-485), allowing them to travel outside the U.S. as well as receive authorization to work in the United States.

## » **How long must I remain in the U.S. per year after I am granted lawful residency status?**

After an investor receives their immigrant visa at the U.S. consulate overseas, they must enter the U.S. within 180 days of visa issuance. The investor must then establish residency in the United States. Evidence of intent to reside includes opening bank accounts, obtaining a driver's license, obtaining a social security number, paying state and federal income taxes, and renting or buying a home. A U.S. resident may work overseas if required based upon the nature of their business or profession. If you wish to obtain a U.S. Green Card but would like to work abroad, speak with us and we will provide you with the various options.

## » **What is a conditional Green Card and how is it different from a permanent Green Card?**

Upon approval of an investor's EB-5 application, USCIS will issue a two-year conditional Green Card for the investor and their qualifying dependents. During the two year period, the investor and dependents must (1) ensure that they retain their investment in the EB-5 project, (2) show their intent to reside in the United States, and (3) fulfill all residency requirements.

The conditions placed on the Green Card will not hinder the investor from obtaining employment, residency, or any other benefits associated with being a U.S. Green Card holder. Before the completion of the two years, the EB-5 investor will file for removal of the conditions and on approval obtain a permanent Green Card.

## » **When can I sponsor my parents?**

Once you have obtained your U.S. citizenship, you will be eligible to sponsor your parents.

## » **Once I have my permanent Green Card, can this be taken away?**

A permanent Green Card can only be taken away if (1) the Green Card holder has committed a serious crime, or (2) the Green Card holder has abandoned the U.S. as their permanent place of residence.

## » **Am I allowed to have dual citizenship?**

The INA does not mention dual nationality nor does it require a U.S. citizen to choose one nationality over another. Therefore, the laws over dual nationality would be reliant on the investor's country of origin. If your country of origin does not allow dual citizenship, then you would have to make the decision of relinquishing your rights to either the U.S. or your home country.

## » **When will I be eligible to apply for a U.S. passport?**

An investor and their immediate family members may qualify to apply for citizenship five years after their conditional Green Card is obtained, they will also be required to meet the rest of the naturalization requirements before their application is considered. To be eligible for a U.S. passport, you must have physically resided in the U.S. for at least two and a half years.



# FAQs

## PROJECT RELATED QUESTIONS

### » What is a regional center?

A regional center is a private or public economic unit designated by USCIS with the goal of promoting economic growth in the United States. The EB-5 Regional Center Program was introduced by Congress in 1992. The regional center program allows investors to benefit from a passive investment in a project sponsored by a regional center and take advantage of indirect job creation.

While direct investment is possible for EB-5 applicants, the regional center route is preferred as a regional center takes the burden off the shoulders of investors. Applying through a regional center is less burdensome for investors as they will only be responsible for presenting their own source of funds documentation and personal information to USCIS. The regional center will provide all documentation including but not limited to the business plan and the job creation report to USCIS on behalf of the investor. Therefore, the EB-5 investor does not need to be actively involved in the management of the project through the regional center route.

### » What are the job creation requirements of the EB-5 program?

An EB-5 investor must create at least ten full-time jobs for qualifying employees with their investment of \$800,000 in a new commercial enterprise.

The job creation requirements differ depending on whether the investor is applying directly or through a regional center. In a direct investment, an investor must directly create ten full-time positions. In a regional center investment, the new commercial enterprise can directly or indirectly create the required jobs, out of which up to 10% must be direct and 90% may be indirect jobs.

### » When do I make my investment into the project?

Generally, you make your investment into the project immediately prior to filing your EB-5 application with USCIS. If you have limitations or problems with your funding sources, please speak with us, we may be able to obtain payment plans with certain projects. Thus, you could file your application with a deposit and make the remaining investment at a later time.

### » What other fees are associated with the EB-5 program?

Investors must pay an administrative fee for the project in which they choose to invest. The administrative fee differs with each project and is a standard requirement for investors. Investors must also pay legal and government filing fees which usually span over a period of five years.

### » Is my investment guaranteed?

Neither the U.S. government nor the regional center hosting your chosen project can provide any guarantees. When the EB-5 program was implemented by the U.S. Congress in 1990, one of the key requirements of the program was that a "true investment" must take place, which according to relevant EB-5 statutes is defined as an investment that is "at risk" without guarantees or redemption rights. Although the investment must be "at risk," there are certain steps that an investor may take to mitigate their risks, including by choosing a reputable regional center to host their investment. At The American Legal Center, we only recommend top regional centers with a track-record of excellence and that have repaid back all investors in a timely manner. Nevertheless, each investor should review all project documents to ensure they are financially comfortable with their project investment.

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## » **May I visit the project?**

Yes, you may visit the project. Our office can coordinate a site visit for your chosen project. Depending on their availability, you may meet with directors of the regional center hosting your chosen project, and in some instances, you may also have the option of meeting with the project developers. We are here to ease your anxieties about the entire process and if it would help you to visit the project directly, we are happy to assist in coordinating this meeting.

## » **How long must I keep my investment in the United States? When can I obtain the funds back?**

You can generally set your expectation of remaining in the project for at least five years. The EB-5 program requires that your funds be invested for a certain lock-in period. After your conditions are removed in the I-829 phase, you are eligible to obtain your funds back. If you obtain your funds prior to the removal of conditions in the I-829 phase, you are at risk of losing your Green Card.

## » **What if I change my mind about the process and wish to receive my investment back?**

Generally, an investor is free to change their mind and obtain their \$800,000 capital contribution back before the EB-5 petition is approved. It would be difficult to change your mind after you receive your I-526E approval because the immigration benefit will be considered as provided. If a client wishes to exit the process and obtain their capital back, we would facilitate to the extent possible, yet any fees paid are non-refundable.

## » **What happens to my investment if the application is not approved?**

If your application is denied, the capital investment of \$800,000 will be returned to you within approximately 30 to 60 working days. All other fees including administrative, legal, consulting, and government filing fees will not be returned. Generally, if all documents are reviewed and cleared by our team, the chances of rejection are minimal. Please speak with us about rejection rates as they are highly uncommon from our offices in Dubai.

## » **Must existing EB-5 applicants invest more upon an increase in the minimum required capital contribution?**

No, pursuant to the RIA, existing EB-5 investors are protected from future legislative changes to the program. While it is likely that the \$800,000 minimum investment threshold will eventually increase given automatic adjustments based on the cumulative annual percentage change in the unadjusted consumer price index for all urban consumers (i.e., inflation), existing EB-5 investors will be protected pursuant to the newly added grandfathering provision of the RIA.

## » **Can I have an escrow agreement that will not release the capital investment funds until the application is approved and refund the amount if denied?**

No, since processing times for an I-526E petition float past one year, projects that require capital injection cannot afford to wait for approval prior to starting work on the project. Additionally, the projects we would introduce are well under construction, therefore they would not be able to release funds after the approval.

## » **What are Targeted Employment Areas?**

These are rural areas or areas with a high unemployment rate. These areas have been identified to be in need of economic stimulus and the \$800,000 investment plus the requirement of ten full-time jobs per applicant is set to address the needs of that particular area.

# FAQs

## **SOURCE OF FUNDS RELATED QUESTIONS**

### » **How do I prove the legitimate nature of the source of funds I will invest?**

In addition to your personal background information, you must provide information showing that the investment funds are derived from a legitimate source. This financial background information varies on a case-by-case basis, but generally includes:

1. five year personal bank statements,
2. documentation concerning the actual source (gift, inheritance, bank loan, etc.),
3. proof of ownership in any businesses and business licenses (if applicable),
4. tax returns (if any), and
5. salary certificates / bonus letters (if applicable).

Every client's source of funds documentation varies. During the initial complimentary consultation, we can prescribe a set of documents depending on your circumstances.

### » **Can the investment capital come from a personal bank loan?**

Yes, personal loans can be considered as a viable source of funds. The investor will have to obtain the loan in his own capacity.

### » **Can gifted funds be used for the purpose of an EB-5 investment?**

Yes, gifted funds may be used to satisfy the minimum capital contribution requirement. The EB-5 investor must demonstrate that the source of funds of the donor used to provide the gift is lawful. Additionally, the application must include a gift affidavit, also known as a gift agreement.



# EB-5 PROGRAM SCHEDULE OF FEES

## LEGAL AND CONSULTING FEES

### **STAGE ONE: OPENING CLIENT FILE AND FILING THE INITIAL APPLICATION**

Consulting Fee .....\$2,950

Legal Firm Fee .....\$4,950

### **STAGE TWO: CONSULAR OFFICE INTERVIEW OR ADJUSTMENT OF STATUS**

Consulting Fee .....\$2,950

Legal Firm Fee .....\$3,950

### **STAGE THREE: FILING FOR REMOVAL OF CONDITIONS**

Consulting Fee .....\$2,950

Legal Firm Fee .....\$3,950

# EB-5 PROGRAM SCHEDULE OF FEES

## GOVERNMENT FILING FEES

### STAGE ONE: FILING THE INITIAL APPLICATION

Filing Fee for Form I-526E .....	\$3,675
EB-5 Reform and Integrity Fund .....	\$1,000
Biometric Fee.....	\$85

### STAGE TWO: CONSULAR OFFICE INTERVIEW OR ADJUSTMENT OF STATUS

#### Option 1: U.S. Consular Interview (Processing while you remain abroad)

Filing Fee for Form DS-260 per person .....	\$405
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Or

#### Option 2: Adjustment of Status (Processing while you remain in the U.S.)

Filing Fee for Form I-485 for Each Applicant Age 14 or Older .....	\$1,225
Filing Fee for Form I-485 for Each Applicant Under 14 Years of Age.....	\$635

### STAGE THREE: FILING FOR REMOVAL OF CONDITIONS

Filing I-829 for removal of conditions upon the second anniversary	
Filing Fee for Form I-829 .....	\$3,750
Biometric Fee for Each Applicant Age 14 or Older.....	\$85

## PROJECT FEES

Capital Investment in the United States.....	\$800,000
Regional Center Administrative Fee .....	\$65,000—\$70,000



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Office 3204, Downtown Dubai



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