

# US Immigration Law Principles

A few things everyone should know

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# Bases

- Family
  - USC Petitioner
  - LPR Petitioner
- Employment
- Humanitarian
- Crime Victim

# Add discussions about these bases to your discourse

- Employment - Because of retrogression, many Asians (and others) should think ahead to Extraordinary Ability Petitions
  - extraordinary ability in the sciences, arts, education, business, or athletics which has been demonstrated by sustained national or international acclaim and whose achievements have been recognized in the field through extensive documentation,
  - Outstanding professors and researchers.- recognized internationally as outstanding in a specific academic area, at least 3 years of experience in teaching or research in the academic area, and a tenured position (or tenure-track position) within a university, or for a comparable position to conduct research in the area with a department, division, or institute of a private employer, if the department, division, or institute employs at least 3 persons full-time in research activities and has achieved documented accomplishments in an academic field.
  - Certain multinational executives and managers.- in the 3 years preceding the time of the alien's application , employed for at least 1 year by a firm or corporation or other legal entity or an affiliate or subsidiary thereof and seeks to enter the United States in order to continue to render services to the same employer or to a subsidiary or affiliate thereof in a capacity that is managerial or executive.

# Crime Victim

- The Public needs to know more about this: please spread the word
- Persons who are victims of crime in the US (or limited circumstances not in US)
- Who cooperate in investigation or prosecution of crime committed
- May qualify for 3-4 year non-immigrant visa and later LPR status

# Family overview

- USC – may petition for:
  - Parents
  - Spouses
  - Children
  - Siblings
- LPRs – may petition (and wait) for
  - Spouses
  - Children (unmarried)

# Abuse not tolerated

- If a spouse or child is subjected to physical or emotional abuse (excessively controlling behavior) they may Self-Petition, and not need the USC or LPR spouse to petition (or continue with a petition)