



# Sponsoring an H-1B Foreign National

**This brochure is intended for U.S. employers interested in sponsoring a foreign national for an H-1B specialty worker temporary visa.**

**S**ponsoring a foreign national may appear to be a daunting task. For companies who have never been through the visa application process, the paperwork and regulations can be confusing and unintelligible.

This short brochure has been prepared by National Immigration Services, an U.S. immigration law firm that specializes in obtaining work visas for foreign workers. The intent of this brochure is to inform employers regarding the H-1B process and how our law firm can guide them through the immigration maze.

## Benefits for the Company Hiring a Foreign National

- The employer is able to utilize professional highly-educated workers to fill staffing shortages and promote the efficient operation of the company.
- The employer/employee relationship continues to be governed by state employment law. Therefore, in most instances, an employer is not obligated to employ a foreign national for a specific amount of time, barring any specific promise by the employer.
- The employer does not need to prove that no American workers are available to fulfill the job.

- The employer is not obligated to sponsor the foreign national for a green card.

## H-1B Requirements

- The company must offer employment in a specialty occupation. A specialty occupation requires theoretical and practical application of a body of specialized knowledge. An example of a specialty occupation would be an engineer or a researcher.
- The foreign national possesses at least a bachelor's degree or its equivalent. If the foreign national does not possess a bachelor's degree, experience or training may substitute. If a license is required to practice, the foreign national must hold the appropriate license.
- The employer must also pay the minimum prevailing wage, as determined by State Employment Agency rules.

## H-1B Application Process

National Immigration Services understands that employers do not have the time to immerse themselves in the intricacies of U.S. immigration law. The firm seeks to simplify the process so that employers can satisfy the substantive and procedural requirements as efficiently as possible.

In light of this, the firm will handle the following:

- Solicit all required information from client to prepare application
- Review client's visa history and identify issues of potential problems
- Obtain necessary foreign degree and experience evaluations
- Provide legal advice as necessary
- Prepare forms such as I-129, H supplement, Prevailing wage requests I-129w, G-28, I-907, etc.
- Draft letters on behalf of petitioner to the BCIS
- Package petition in accordance to BCIS processing requirements
- Advise foreign national on exit/reentry issues

- Provide guidance on public access files, work authorization, and transfer/extension issues.

## Partnering with National Immigration Services

Since 1997, the NIS law firm has been providing quality legal services for companies hiring seeking to hire foreign workers. The firm has successfully obtained numerous H-1B visas as well as other work-based visas such as L-1A, L-1B, E, and O visas. It has worked with such companies as

-7-Up Bottling Co.

-eMachines

-Bearcom, Inc.

The firm's website located at [www.myvisa.com](http://www.myvisa.com) has served as an abundant source of information for H-1B visa holders. The site enjoys high traffic and has been well-received for its ability to distill complicated legal concepts into comprehensible simplified articles

The firm utilizes available technology to expedite the application process. All staff are available for consultation via email and phone. Documents and forms can be emailed in pdf format for immediate delivery thus saving time and expense. As a result of these office practices, the firm enjoys a client base that comprises of clients through the U.S.



### FILE THIS

The NIS firm is committed to providing superior customer service to its clients. As such, questions and emails during the application process are answered within a few hours if an attorney is not immediately available.

## Legal Fees

National Immigration Services charges competitive legal fees for the H-1B. In a recent survey, the law firm's legal fees were hundreds of dollars less than other law firms. Moreover, since the firm prepares applications according to a flat fee, clients are not charged additional for questions about their applications. This offers clients the freedom to ask questions without fear of running up a large bill.

The firm also offers a **Competitive Fee Policy**. If, prior to signing our firm's contract, a client can produce proof of a lower legal fee from another law firm, our firm will beat the lower legal fees. In this way, clients can be assured of receiving a reasonable fee.

## The Next Step: Hire Our Firm

If any representative from the employer has questions, that person should contact our office at 626-810-1357 or email us at [info@myvisa.com](mailto:info@myvisa.com). An attorney from our firm will be available to answer any questions about the H-1B or any other immigration matters.

If the client is ready to proceed with the paperwork, she should contact us, and we will take the following steps:

1. Email a contract for review and signature
2. Email the employer and employee questionnaires for completion
3. Email a checklist of documents the firm needs to prepare the H-1B petition.

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### National Immigration Services:

*Quality legal representation for the  
recruitment and placement of foreign nationals.*