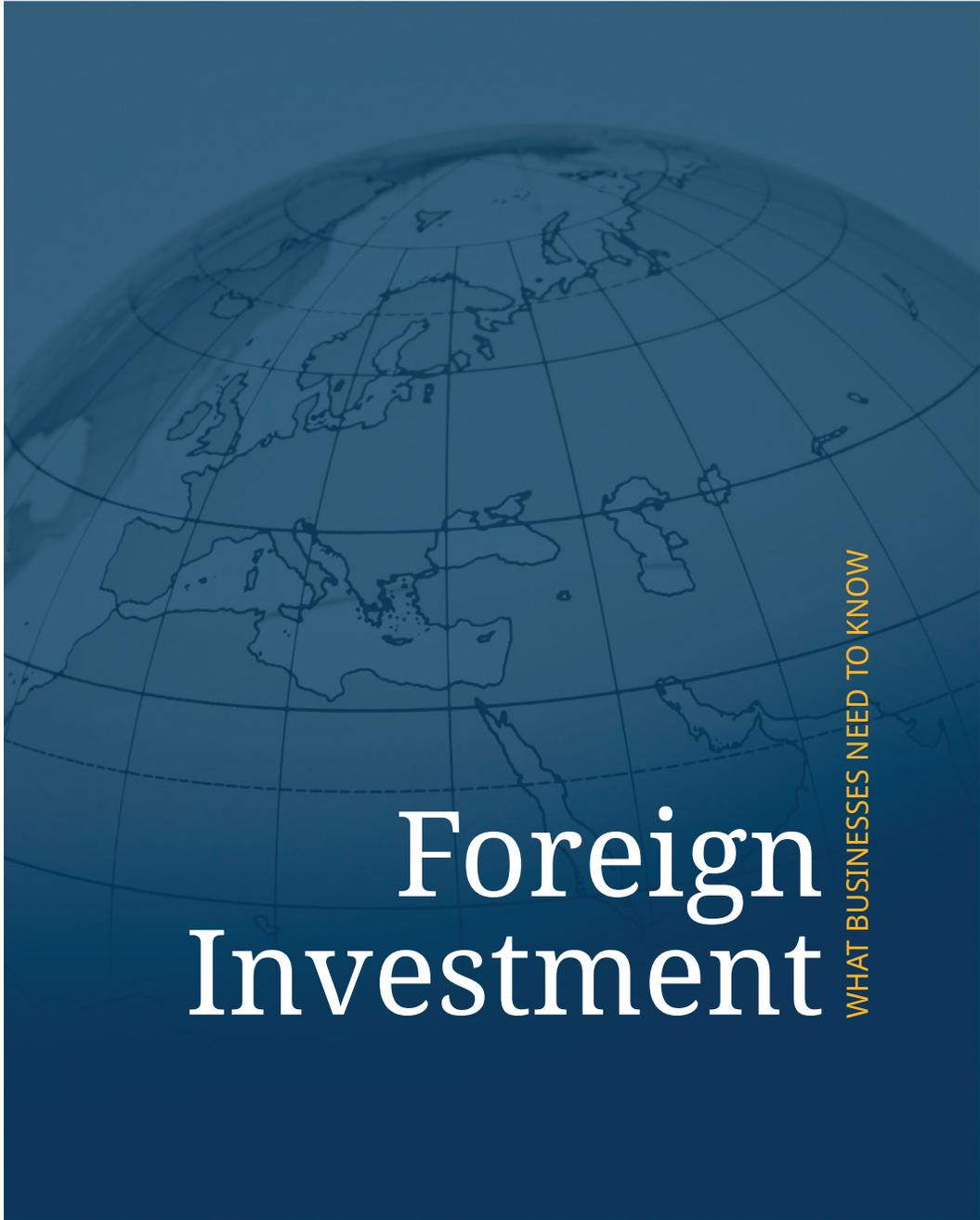


ILOLA'S EB-5 SERVICES FOR BUSINESSES

The Immigration Law Office of Los Angeles, P.C. helps businesses determine if financing through EB-5 investments is appropriate and beneficial to their business model and growth. When financing through EB-5 is advantageous to a business, ILOLA will make the business EB-5 ready and attractive to foreign investors. Specifically, ILOLA will review and prepare the businesses documents to ensure compliance with EB-5 regulations and work with third party professionals, such as securities counsel and business plan writer, to prepare the business' investment documents and business plan suitable for EB-5.



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A large, dark blue background image of a globe showing the continents of North and South America, with a grid of latitude and longitude lines.

Foreign Investment

WHAT BUSINESSES NEED TO KNOW

EB-5 Program

EB-5 BASICS

Congress created the employment-based fifth preference (EB-5) immigrant visa category in 1990 for immigrants who invest in and manage U.S. companies that benefit the U.S. economy and create or save at least 10 full-time jobs for U.S. workers. The basic amount required to invest is \$1 million, although that amount is reduced to \$500,000 if the investment is made in a high unemployment area or rural region. When investors first make their investment, they get a “conditional” green card good for two years. At the end of that time they must prove that they have maintained their investment and have created or saved at least 10 jobs before their conditional status will be removed and they become regular green card holders.

CONSIDERATIONS FOR BUSINESSES INTERESTED IN ACCEPTING EB-5 INVESTMENTS

US-based new businesses (defined as those established after November 29, 1990) can accept foreign investors’ funds as individual or pooled investments.

The majority of businesses are drawn to EB-5 investments due to their low cost. To accept the foreign investors’ funds, businesses must be in compliance with EB-5 regulations and provide the investor with the necessary documents for filing of the investor’s I-526, Immigrant Petition by Alien Entrepreneur. The businesses are required to place the investor’s funds at risk (there can be no guarantee of investment return), sustain the investment during a certain time period and create at least 10 full time jobs for each investor.



KEY CONSIDERATIONS FOR ACCEPTING FOREIGN INVESTMENTS THROUGH THE EB-5 PROGRAM:

- “New” business status – establishment after November 29, 1990
- A business plan calling for at-risk investment of the investor’s capital that will create at least 10 permanent jobs within a 2-3 year period from the date of investment
- EB-5 compliant record-keeping of investment funds and employment records