

Visa Bulletin

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ALIENS OF EXTRAORDINARY ABILITY are those with "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."

You must be one of "that small percentage who have risen to the very top of the field of endeavor," to be granted this classification. For example, if you receive a major internationally recognized award, such as a Nobel Prize, you will qualify. Other awards may also qualify if you can document that the award is in the same class as a Nobel Prize. Alternative evidence of EB-1 classification must be *at least three of the types of evidence outlined below*:

1. Receipt of lesser nationally or internationally recognized prizes or awards for excellence;
2. Membership in associations in the field which demand outstanding achievement of their members;
3. Published material about the alien in professional or major trade publications or other major media;
4. Evidence that the alien has judged the work of others, either individually or on a panel;
5. Evidence of the alien's original scientific, scholarly, artistic, athletic, or business-related contributions of major significance to the field;
6. Evidence of the alien's authorship of scholarly articles in professional or major trade publications or other major media;
7. Evidence that the alien's work has been displayed at artistic exhibitions or showcases;
8. Performance of a leading or critical role in distinguished organizations;
9. Evidence that the alien commands a high salary or other significantly high remuneration in relation to others in the field;
10. Evidence of commercial successes in the performing arts.

Our law firm successfully represents Aliens of Extraordinary Ability within various sectors of the Performing Arts and Sciences, *including musicians, scientists, flavorists, perfumists, doctors, scholars, professors, engineers, etc.* We can meet with you and discuss whether you qualify as an Alien of Extraordinary Ability. Please contact us for a free initial consultation.

VISA BULLETIN PRIORITY DATES—MAY 2006*

FAMILY BASED IMMIGRATION VISAS

First Preference: Unmarried Sons and Daughters of Citizens
Second Preference: Spouses and Children, and Unmarried Sons and Daughters of Permanent Residents:

A: Spouses and Children:

B: Unmarried Sons and Daughters (21 years of age or older)

Third Preference: Married Sons and Daughters of Citizens

Fourth Preference: Brothers and Sisters of Adult Citizens

Categories	Worldwide	China (PRC)	India	Mexico	Philippines
1 st	22APR01	22APR01	22APR01	01JAN91	22AUG91
2A*	01MAR02	01MAR02	01MAR02	15JUN99	01MAR02
2B	15JUL96	15JUL96	15JUL96	01SEP91	08JUL96
3 rd	22JUL98	22JUL98	22JUL98	01JAN93	01JUL88
4 th	01JAN95	01JAN95	01JUN94	15AUG93	15OCT83

*NOTE: For September, 2A numbers **EXEMPT from per-country limit** are available to applicants from all countries with priority dates **earlier** than August 15, 98. 2A numbers **SUBJECT to per-country limit** are available to applicants chargeable to all countries EXCEPT MEXICO with priority dates beginning August 15, 98 and earlier than September 22, 01. (All 2A numbers provided for MEXICO are exempt from the per-country limit; there are no 2A numbers for MEXICO subject to per-country limit.)

EMPLOYMENT BASED IMMIGRATION VISAS

1st Priority (EB-1): Outstanding Researchers and Intra-company transfers

2nd Priority (EB-2): Members of the Professions Holding Advanced Degrees or Persons of Exceptional Ability

3rd Priority (EB-3): Skilled and Unskilled Workers, Professionals, and Other Workers

4th Priority (EB-4): Certain Special Immigrants including religious workers

5th Priority (EB-5): Investors

Categories	Worldwide	China (PRC)	India	Mexico	Philippines
1 st	C	01JUL04	01JUL05	C	C
2 nd	C	01JAN04	01JAN03	C	C
3 rd	01MAY01	01MAY01	01MAR01	15APR01	01MAY01
Sch. A Workers	C	C	C	C	C
Other Workers	01OCT00	01OCT00	01OCT00	01OCT00	01OCT00
4 th	C	C	C	C	C
Certain Religious Workers	C	C	C	C	C
5 th	C	C	C	C	C
Targeted Employment Areas/Reg Centers	C	C	C	C	C

*Source: The United States Department of State, Bureau of Consular Affairs

OUTSTANDING PROFESSORS AND RESEARCHERS

OUTSTANDING PROFESSORS AND RESEARCHERS are recognized internationally for their outstanding academic achievements in a particular field. An outstanding professor or researcher must have at least 3 years experience in teaching or research in that academic area, and enter the U.S. in a tenure or tenure track teaching or a comparable research position at a university or other institution of higher education. If the employer is a private company rather than a university or an educational institution; the department, division, or institute of the private employer must employ at least three persons full time in research activities and have achieved documented accomplishments in an academic field.

Evidence of outstanding achievement *must include documentation of at least two of the following:*

1. Receipt of major prizes or awards for outstanding achievement;
2. Membership in associations that require their members to demonstrate outstanding achievements;
3. Published material in professional publications written by others about the alien's work in the academic field;
4. Participation, either on a panel or individually, as a judge of the work of others in the same or allied academic field;
5. Original scientific or scholarly research contributions in the field; and/or
6. Authorship of scholarly books or articles (in scholarly journals with international circulation) in the field.

O AND P TEMPORARY VISAS

O VISA classification provides for the admission into the United States of persons with extraordinary ability in the sciences, arts, education, business, athletics, or extraordinary achievement in motion picture and television production, and their essential support personnel. Only individuals qualify for the O-1 visa category. In order for a group to qualify, each member would be required to meet the extraordinary ability test. The visa is granted for a specific event, such as a tour, lecture series or project.

P-1 VISA classification provides for admission into the US of certain athletes, entertainers, artists, and essential support personnel. For members of the entertainment industry, the visa will be issued for a specific event only. Individual athletes may be admitted for five years and a team for a period of 6 months.

P-2 VISA classification provides for the admission into the US of an artist or entertainer, either an individual or group, involved in a reciprocal exchange program between an organization or organizations in the US and one or more foreign countries.

P-3 VISA classification provides for the admission into the US of an artist or entertainer, either an individual or group, to perform, teach, or coach under a program that is culturally unique.

EXECUTIVE BIO

Mark A. Goldstein is an internationally recognized immigration attorney, who represents individuals and businesses in all aspects of immigration procedure. He has practiced extensively before the United States Citizenship and Immigration Services (formerly the Immigration and Naturalization Service), State Department, Department of Labor, Board of Immigration Appeals, and Federal Courts. He is a member of the American Immigration Lawyers Association and the Allegheny County Bar Association Immigration Lawyers Committee. Formerly an International Trade Attorney in the U.S. Department of Commerce, he graduated with honors from both Brandeis University and Syracuse Law School, receiving his L.L.M. in International Transactions, with distinction, from Georgetown University.

Mr. Goldstein is the author of numerous publications on immigration, exporting and international trade and is a frequent lecturer on immigration. He was recently featured in the Wall Street Journal as an international business strategist. Mr. Goldstein travels extensively in Europe and Asia, where he has an established network of international business contacts. He is admitted to the Bar of Pennsylvania, the District of Columbia, New York and Massachusetts, and speaks Italian.

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Goldstein & Associates is a law firm operating exclusively in the area of immigration law. We vigorously pursue immigration benefits for foreign nationals and their family members in the Pittsburgh metropolitan area, throughout the United States and internationally. With nearly twenty years of combined experience working with immigration laws and regulations, Goldstein & Associates explores all aspects of immigration issues for maximum clarity and resolution. Goldstein & Associates offers a free consultation to help make these determinations.

BUSINESS IMMIGRATION

- Specialty Occupation Visas (H-1B)
- Employment-Based Green Cards (Labor Certification)
- Multinational Manager Green Cards
- Intra Company Transferees (L Visas)
- Investor Visas (E Visas)
- Outstanding Researchers
- Aliens of Extraordinary Ability
- Student Visas (F-1)

SPECIALIZED SERVICES

- Asylum & Refugee Status
- Deportation Matters
- Consular Processing
- Extreme Hardship Waivers
- 2 yr Foreign Residency Waivers

FAMILY IMMIGRATION

- Petitions for Family Members Overseas
- Marriage-Based Immigration Petitions
- International Adoptions

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PERFORMING ARTS & SCIENCES EDITION

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