

PERMANENT RESIDENCY INFORMATION PACKET TABLE OF CONTENTS

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INTRODUCTION

The International Faculty & Scholars (IFS) office at The University of Arizona (UA) has prepared this packet of information to assist sponsoring departments and FNs at UA with the process of submitting a PR petition for adjudication by U.S. Citizenship & Immigration Services (USCIS).

The process is lengthy and complex, involving various state and federal government agencies. In order to ensure that everything goes smoothly, it is extremely important that you read the materials in this packet very carefully, in its entirety, and that you follow the instructions. This will avoid delays in the preparation of the petition for submission to USCIS.

Please be advised, however, that any estimated processing times referenced in this packet are subject to change without notice due to changes in the regulations and/or backlogs within a particular government agency. IFS cannot control delays of this nature and therefore cannot guarantee an adjudication date. Please see www.uscis.gov for the most current published processing times. Moreover, IFS cannot and will not guarantee favorable adjudication of any petitions.

If you have any questions or need additional information, please call 520-626-6289 to speak to a qualified staff member who can assist you.

COMMONLY USED ABBREVIATIONS

AILA	American Immigration Lawyers Association
AP	Advanced Parole
CSC	California Service Center
CFR	Code of Federal Regulation
COS	Change of Status
DES	Department of Economic Security
DHS	Department of Homeland Security
DOL	Department of Labor
DOS	Department of State
EAD	Employment Authorization Document
EB	Employment Based
ETA	Employment & Training Administration
EV	Exchange Visitor
FN	Foreign National
H-1B	Nonimmigrant Status for Specialty Workers
H4	Dependent of H-1B
IFS	International Faculty & Scholars
INA	Immigration and Nationality Act
IV	Immigrant Visa
J-1	Nonimmigrant Status for Exchange Visitors
J-2	Dependent of J-1
LC	Labor Certification
LCA	Labor Condition Application
LPR	Lawful Permanent Resident
NAFSA	Association of International Educators
NIV	Nonimmigrant Visa
NOID	Notice of Intent to Deny
O-1	Nonimmigrant status for Aliens of Extraordinary Ability
OPR	Outstanding Professor Researcher
OR	Optional Recruitment (formerly Special Handling)
PERM	Program Electronic Review Management system
PR	Permanent Residency
PWD	Prevailing Wage Determination
PWR	Prevailing Wage Request
PWRF	Prevailing Wage Request Form
RFE	Request for Evidence
SESA	State Employment Security Administration
SEVIS	Student and Exchange Visitor Information System
SH	Special Handling (now Optional Recruitment)
SWA	State Workforce Agency
UA	The University of Arizona
USCIS	U.S. Citizenship & Immigration Services

GUIDELINES FOR APPLYING FOR PERMANENT RESIDENCY

The International Faculty & Scholars (IFS) office assists departments wishing to support individuals in the permanent residency (PR) petitioning process. There are several categories which may be used to petition US Citizenship and Immigration Services (USCIS) for PR. The two (2) categories used by IFS to petition USCIS for PR for University employees are “Outstanding Professor/Researcher” and “Optional Recruitment” formerly known as “Special Handling.”

For a university department to support a foreign national (FN) in the PR process, in either of the above categories, the following criteria must be met:

- Full-time position;
- FN must have no plans to cease employment while the PR petition is pending; and
- Position must be permanent in nature. The sponsoring department must write a Department Letter of Support (template available) stating the permanent nature of the position. USCIS defines permanent as “tenured, tenure-track or for an indefinite or unlimited duration of which employee has expectation of continued employment unless there is good cause for termination.” Permanent does not mean forever.

Some cases must be handled by one (1) of the outside immigration attorneys at the expense of either the department or the individual. Only certain attorneys are authorized to represent the University in immigration matters. IFS will not sign documents prepared by unauthorized attorneys, nor may individual departments. For a list of authorized attorneys, please contact IFS at (520) 626-6289.

To ensure appropriate deadlines are met, departments should initiate the PR process as follows:

Optional Recruitment: Immediately upon the start date of the faculty employment at UA, but no later than twelve (12) months from the date the selection committee chose the FN for the position.

Outstanding Professor/Researcher: After the completion of one (1) full year in H-1B status, but no later than the beginning of the FN's fifth year in H-1B status. For example, if Dr. Smith's H-1B status began 3/1/2005, begin the PR process on 3/1/2006, but no later than 3/1/2010.

To determine which category is the most appropriate, please complete the preliminary evaluation form and return it to IFS via campus mail or fax (520-621-2757).

IFS does not guarantee favorable adjudication of any petitions submitted to USCIS.

PRELIMINARY EVALUATION SHEET

SCHOLAR INFORMATION:

Family Name:		First:	Middle:	
Email Address:		Phone (home):	Phone (office):	
Home Address:		City & State:	Zip Code:	
Office Address:		City & State:	Zip Code:	
Date of Birth (mm/dd/yy):	City/Village/Town of Birth:	State/Province of Birth:	Birth Country:	Citizenship:
Social Security Number (U.S.):		A# (if applicable):		

SCHOLAR QUALIFICATIONS:

	Yes	No		Yes	No
Internationally Recognized?	<input type="checkbox"/>	<input type="checkbox"/>	Memberships Requiring Outstanding Achievements?	<input type="checkbox"/>	<input type="checkbox"/>
3 Years post-PhD Experience in:			Published Material about YOUR work?	<input type="checkbox"/>	<input type="checkbox"/>
Teaching?	<input type="checkbox"/>	<input type="checkbox"/>	Participation as Judge of Others Work?	<input type="checkbox"/>	<input type="checkbox"/>
Research?	<input type="checkbox"/>	<input type="checkbox"/>	Original Scientific Contributions? (6-10 expert letters)	<input type="checkbox"/>	<input type="checkbox"/>
Major Prizes/Awards? (i.e Nobel)	<input type="checkbox"/>	<input type="checkbox"/>	Authorship in Internationally Circulated Journals? # _____?	<input type="checkbox"/>	<input type="checkbox"/>

EMPLOYMENT INFORMATION:

Full UA Working Title:	Full-Time or Part-Time:	Annual Salary:
Department:	College/School:	

IMMIGRATION INFORMATION:

Current Status:	If H status, approval dates?	First H approval (mm/dd/yyyy)?
Date of Arrival:	I-94 Number:	

I certify that the above information provided on this form is true and correct.

Name

Signature

Date

OUTSTANDING PROFESSOR/RESEARCHER CRITERIA OVERVIEW

Permanent Employment

Is the position permanent?

USCIS requires that the position be permanent in nature to qualify for OPR. Permanent means a “tenured, tenure-track, or for a term of indefinite or unlimited duration, and in which the employee will ordinarily have an expectation of continued employment unless there is a good cause for termination.” Permanent does not mean forever.

Required Experience in the Field

Does the FN have at least three (3) calendar years of experience in teaching and/or research in the academic field?

Experience in teaching and/or research while working on an advanced degree is acceptable only if the FN acquired the degree and if the teaching duties were such that the FN had full responsibility for the class taught or if the research conducted has been recognized within the academic field as outstanding.

Can the FN document the three (3) or more calendar years of teaching and/or research experience in the academic field?

FN must be able to provide letters from current and/or former employers documenting at least three (3) calendar years’ experience. Letters must include the name, title and address of the writer and a specific description of the duties performed.

International Renown

To show international recognition as outstanding in the academic field, the FN must present evidence of **at least** two (2) of the six (6) criteria listed below.

1. Documentation of receipt of major prizes and/or awards for outstanding achievement in the academic field. i.e.: Nobel Prize.
2. Documentation of memberships in associations in the academic field that require outstanding achievements of their members.
3. Published material in professional publications written by others about the FNs work in the academic field. Evidence must show the title, date and author of the material and any translations if not in English.
4. Evidence of FNs participation, either individually or in a panel, as the judge of the work of others in the same academic field or an allied academic field. Examples include reviewing articles and serving as a referee.
5. Evidence of FNs original scientific or scholarly research. Six (6) – ten (10) international expert letters attesting to FNs original scientific or scholarly research.
6. Evidence of authorship in scholarly books and internationally peer-reviewed journals in the academic field. FN will need to provide copies of excerpts of these articles and any translations if not in English.

OUTSTANDING PROFESSOR/RESEARCHER CHECKLIST

Please submit this page with the following documentation to IFS. If any evidence is in a language other than English, it must be translated. Evidence not translated will not be accepted. You must follow the instructions listed or your petition will be returned to you.

- Form I-140. Portions related to you, not The University of Arizona.
- USCIS fee: **\$580**. Check made payable to “Department of Homeland Security”.
- USCIS Premium Processing fee: **\$1,225**. Check made payable to “Department of Homeland Security”. CIS has temporarily suspended this option for Form I-140.
- IFS fee: **\$3,000**. eDOC, bank check or money order made payable to “The University of Arizona.” No personal checks.
- IFS Premium Processing fee: **\$250**. eDOC, bank check or money order made payable to “The University of Arizona”. No personal checks.
- Immigration paperwork for you and all dependents (spouse and children). Include copies of I-94 (front & back), all passport pages, visa, and all previous approval notices.
- Department Letter of Support (template included).
- Must be the degree *required for the position* and the most recent/highest level degree. Must have the required degree at the time of offer if no mention was made in the advertisement of a different time. Must state specific subject area on diploma; if not, include a copy of transcripts. If not in English, must have a certified translation. **If your degree was awarded by an educational institution outside of the United States, you MUST submit a professional credential evaluation stating the U.S. equivalent of your degree.*
- Curriculum Vitae – spell everything out fully – no abbreviations.
- Three (3) calendar years’ experience letter(s). No template available.
- Six (6) – ten (10) international, not domestic, expert letters. Must include CV’s of experts. Submitted letters must be signed originals on letterhead. Templates are not provided for these letters as they should not mimic one another.
- Authorship in books or journals: copies of publication cover, first three (3) and last three (3) pages of article/publication. Highlight your name wherever it appears. You must also provide information about the journals. Satisfactory information includes submitting print-outs from the journals website stating, whether the journal is peer-reviewed, internationally circulated and the circulation frequency. Include impact factors.

- Copies of others work written about you. Same evidence as authorship required.
- Copies of citations to your work. Same evidence as authorship required. This evidence is used to highlight the importance of your publications and does not satisfy any of the 6 criteria individually.
- Evidence of participation as the judge of the work of others. Include evidence that you actually served as the judge/referee/reviewer. Invitations alone are not enough. Highlight your name wherever it appears.
- Evidence of memberships. Include copies of membership cards, payment of dues and information about the association/organization (selection criteria, tiers/categories of membership, etc.).
- Evidence of awards or major prizes. Include copies of the award/prize and information about the award/prize as well as the association/organization giving the award. Highlight your name wherever it appears.

DEPARTMENT LETTER OF SUPPORT FOR OUTSTANDING PROFESSOR/RESEARCHER

Printed on department letterhead

[Date]

Citizenship and Immigration Services
Nebraska Service Center
850 S Street
Lincoln, Nebraska 68508
ATTN: I-140 Unit

RE: First Preference Employment-Based Permanent Residency Petition by The University of Arizona on behalf of **Dr. John D. Smith.**

Dear Adjudicating Officer:

Enclosed are the I-140 petition and supporting documentation for the Permanent Residency petition for Dr. Smith. Dr. Smith is an internationally known [professor or researcher—pick one], with outstanding ability, in the field of Chemical Engineering.

The Petitioner

Founded in 1885, The University of Arizona is now the nation's 18th-ranked research institution with an enrollment of 39,236, a faculty and staff of 15,161 and a 391-acre campus. UA is a land grant institution, one of a number of federally funded universities created to support colleges of agriculture and conduct research for the public good. In that tradition, UA links its educational, research, and public service programs to needs at the local, state, national, and international levels.

UA has come to be known as having ivy league opportunities at a public university price tag: a state institution which offers nationally-ranked research, top-ranked professors, over 100 majors, and a full range of support services.

The University of Arizona balances a strong research component with an emphasis on teaching—faculty rolls include Nobel and Pulitzer Prize winners. Its academic reputation is a drawing card for top students. To the wealth of academic choices, add a progressive campus atmosphere, conference winning basketball and football teams, and myriad recreation opportunities.

[Include a paragraph indicating department specific accomplishments.]

Position Requiring Person of Outstanding Ability

The University of Arizona, College of Engineering, Department of Chemical and Environmental Engineering, is offering the position of Associate Professor to Dr. Smith, and internationally known and respected [researcher or professor] in the field of chemical engineering, who will bring extraordinary skills and research experience to this position. The University of Arizona has every intention of employing Dr. Smith for a term of indefinite duration in which he will have an expectation of continued employment unless there is good cause for termination. This is a tenure track (permanent, continuing, continuing eligible, tenured) position, and the university has every

intention of employing Dr. Smith permanently. In this permanent position, he will maintain an active research program and will participate fully—and with distinction—teaching both undergraduate and graduate education, serving as a strong role model for our students.

[Include a paragraph or two detailing the job duties more specifically.]

Outstanding Ability of Beneficiary

Dr. Smith, a citizen of (country), received his undergraduate training and beginning research in chemical engineering (CE) at The University of -----, (country), on (date), 19--. From there, he proceeded to obtain his advanced degrees—M.Sc. and Ph.D. in Chemical Engineering from The University of ----- . During those years he served as a research assistant and associate.

Following the completion of his Ph.D. in (month, year), he moved on to serve as visiting research associate in the Department of Chemical Engineering. Upon completion of that experience in 1984 he returned to his home country to apply his knowledge and skills at his alma mater, where he remained until 19--. As outlined in his enclosed curriculum vitae, Dr. Smith has been awarded for his excellence in research from his undergraduate days in T-----, to his graduate studies in S----- and beyond. Continuing to expand his research base internationally, he was awarded the ----- Fellowship in 19—by the European Community for a year of sabbatical work in the Department of Physics at the University of -----, in the UK. In 19—he returned to the US for a period as a visiting scholar.

One of the key indicators of Dr. Smith’s extraordinary contributions in the field of Chemical Engineering came when he was awarded the ----- Award in 19—by the internationally known - ----- . This award, which was in the Field of Applications of Science and Technology, is one of the highest honors bestowed upon a Latin American technological researcher.

International respect of Dr. Smith’s professional opinion can be seen in several letters related to the review of others’ work in various international professional journals.

Throughout the last few years Dr. X has been extraordinarily prolific in his research writing, having 52 articles published in international, peer-reviewed journals and books, as well as 53 articles included in conference proceedings, and 7 more works submitted for publication. In addition, he has made 53 presentations throughout the world and has submitted 5 more works for presentation internationally.

Based on the foregoing, we submit that Dr. Smith is an alien of extraordinary ability in the field of Chemical Engineering, with a level of knowledge and skill that is possessed by very few individuals. We respectfully request your kind consideration and favorable adjudication of our First Employment-Based Preference petition on behalf of Dr. Smith. The University of Arizona will compensate Dr. Smith at the rate of \$----- per annum.

If you have any questions, feel free to contact me at 520.xxx.xxxx.

Sincerely,
[Signature]
Department Head
[Department Name]

OPTIONAL RECRUITMENT LABOR CERTIFICATION CRITERIA OVERVIEW

Overview

Optional Recruitment (OR), formerly Special Handling, is an avenue to PR for college and university professors only. There are three (3) steps in this process. Labor Certification (LC) is the first step in this process. OR allows an employer to recruit for a position nationally and select an employee before submitting the labor certification to the Department of Labor (DOL). By using OR, the employer is permitted to hire a FN if s/he is more qualified than any of the U.S. workers who applied for the position. Therefore, applicants who meet only the minimum requirements for the position may be rejected if the FN is more qualified.

Currently, DOL allows OR only for university teachers who engage in some actual classroom teaching and are the instructor on record. There is no specified minimum number of hours of classroom teaching. Research and other non-teaching positions do not qualify for OR.

Once IFS has attained all of the required documentation to adequately demonstrate that all DOL requirements have been met, IFS will submit the LC to DOL via the online PERM system. IFS must retain all files documenting satisfaction of the requirements in an audit file. This file must be kept at IFS for five (5) years in lieu of a possible DOL audit.

Time Limits

The LC application must be submitted to the DOL within eighteen (18) months of selection of the FN for the position. Please remember that the “notice of filing” posting must be posted in two (2) conspicuous places for ten (10) consecutive business days. Upon completion of the posting no less than thirty (30) days must pass before submission of the LC to DOL. You must allow for these time limits when considering the eighteen (18) month time limit. As such, IFS requires initiation of this process immediately upon the start date, but no later than twelve (12) months from the date of selection of the FN by the hiring committee. Please note that the date of selection is not the date of the letter of offer.

Process

Submit required documentation (see checklist) to IFS for review and processing within the appropriate time frame to allow for timely filing. Once the recruitment process is documented, IFS can submit the application to DOL for processing. If the LC is approved by DOL, IFS will notify the department and the FN to begin the second step in this process.

Filing of Form I-140 is the second step in the OR process. Form I-140 is filed with the USCIS California Service Center by IFS. The third and final step of the process is the filing of Form I-485 by the FN, not by IFS. Form I-485 may be filed separately or concurrently with Form I-140, with certain exceptions. FNs cannot concurrently file if an immigrant visa number is not currently available.

Visa Bulletin: http://travel.state.gov/visa/frvi/bulletin/bulletin_1360.html.

OPTIONAL RECRUITMENT LABOR CERTIFICATION INITIAL DOCUMENTATION

Your employee may qualify for Optional Recruitment (OR). Optional Recruitment, formerly known as “Special Handling,” is one (1) of the avenues used to petition for Permanent Residency (PR). There are three (3) requirements for establishing eligibility. There are no exceptions to these requirements, which are set forth in the Code of Federal Regulations (CFR).

Requirements

1. The employee must engage in actual classroom teaching. There is no minimum amount of time “in the classroom” requirement.
2. The position must have been advertised in a national, professional, printed publication. Online postings do not count. It must be a print ad and you must be able to provide a copy of the ad.
3. The name of the publication and the date(s) it ran must be evident on the ad itself or on the journal cover.
4. The date the employee was selected for the position must be within the past eighteen (18) months.

This is the date the search committee chose the employee for the position, not the date on the letter of offer

If you believe that your employee qualifies for OR, and you wish to sponsor that employee for PR, please fax:

1. A copy of the **printed** job advertisement and/or publication cover (journal name and date)

and
2. A letter from the Chair of the Search Committee stating the date the employee was **selected** for the position.

Fax:
Attn: PR/OR to 621-2757

OPTIONAL RECRUITMENT LABOR CERTIFICATION DEPARTMENT CHECKLIST

INITIAL DOCUMENTATION

- National **print** journal advertisement, including journal name and date of publication.
- Letter from Search Committee Chair stating the date Beneficiary was selected for teaching position pursuant to a competitive recruitment and selection process. The date of selection is not the date on the letter of offer.

** Copies of both must be submitted via fax or campus mail to IFS before a case will be accepted by our office.*

DEPARTMENT DOCUMENTATION

Send all of the following documentation together to IFS.

- Two (2) Notice of Labor Certification Postings.* Posted for ten (10) consecutive business days. Both originals must be retained by IFS.
- Verification of Notice of Labor Certification Posting*
- Letter/Report from the Search Committee Chair outlining the recruitment and selection process*, including:
 1. Composition of search committee;
 2. How applications were solicited (journal ad, UA website, internal postings);
 3. Description of competitive selection process, indicating:
 - a. total number of applicants and
 - b. screening process: advertising, interviewing, etc. and
 - c. elimination process describing why beneficiary is more qualified than each US worker who was available, able and willing to accept the job
 4. Statement of beneficiaries classroom teaching responsibilities; and
 5. Detailed statement attesting to the degree of the beneficiary's qualifications and achievement emphasizing that the beneficiary was more qualified than any US workers who applied for the position.
- Candidate referral form (usually an excel document) or other similar departmental form prepared for Affirmative Action
- Copy of the online UA human resources posting and any other "in-house" media used by department to advertise position
- Form 9089 to be completed with beneficiary. Only complete highlighted sections.
** Template provided by IFS*

DEPARTMENT AND/OR BENEFICIARY

- \$3,000.** eDOC. Labor Certification costs, i.e., IFS fee **must** be paid by the department.
- DOL Fee: DOL does not currently charge a fee for submitting a LC. However, a fee is expected to be assessed in the future.

** This fee is due upon acceptance of your case.*

Once all of the required documentation has been compiled, the Application for Permanent Employment Certification will be submitted to DOL via an Electronic Computer Program (PERM). Certification is estimated, not guaranteed, to take approximately 45-60 days from submission. Upon certification, the FN should complete Form I-140 and gather required documentation so that IFS may prepare the I-140 petition for delivery to USCIS.

OPTIONAL RECRUITMENT LABOR CERTIFICATION APPLICANT CHECKLIST

BENEFICIARY DOCUMENTATION

- Curriculum Vitae
- Copy of Diploma
- Must be the degree *required for the position* and the most recent/highest level degree. Must have the required degree at the time of offer if no mention was made in the advertisement of a different time. Must state specific subject area on diploma; if not, include a copy of transcripts. If not in English, must have a certified translation. **If your degree was awarded by an educational institution outside of the United States, you MUST submit a professional credential evaluation stating the U.S. equivalent of your degree.*
- One (1) completed and signed original DOL Form ETA-9089

DEPARTMENT AND/OR BENEFICIARY

- \$3,000.** eDOC. Labor certification costs, i.e., IFS fee, **must** be paid by the department.
- DOL Fee: DOL does not currently charge a fee for submitting a LC. However, a fee is expected to be assessed in the future.
** This fee is due upon acceptance of your case.*

Once all of the required documentation has been compiled, the Application for Labor Certification will be submitted to DOL via an Electronic Computer Program. Certification is estimated to take approximately 45-60 days from submission. Upon certification, the FN should complete Form I-140 and gather required documentation so that IFS may prepare the OR petition for delivery to USCIS.

OPTIONAL RECRUITMENT LABOR CERTIFICATION**NOTICE OF FILING LABOR CERTIFICATION**

This notice is being provided as a result of the filing of an application for permanent alien labor certification for the position of _____ in the Department of _____, The University of Arizona, Tucson, Arizona.

Any person may provide documentary evidence bearing on the application to the Certifying Officer of the U.S. Department of Labor. The address is:

Certifying Officer
United States Department of Labor
Employment and Training Administration
Atlanta National Processing Center
Harris Tower 233
Peachtree Street, N.E., Suite 410
Atlanta, Georgia 30303

POSITION: _____

LOCATIONS:

School: _____

School: _____

Department Name: _____

Department Name: _____

Street Address: _____

Street Address: _____

City, State Zip Code: _____

City, State Zip Code: _____

JOB DUTIES: _____

DEGREE/FIELD REQUIREMENTS: Ph.D. in _____, _____, or _____

HOURS PER WEEK: _____

This notice was posted in two (2) conspicuous places in _____ for a period of ten (10) consecutive business days from _____ to _____. The notice remained clearly visible and unobstructed during the entire period of posting.

Signature

Date

RECRUITMENT REPORT FOR RETENTION IN DOL AUDIT FILE

PREPARE ON DEPARTMENT LETTERHEAD

Date

United States Department of Labor
Atlanta National Processing Center
Harris Tower 233
Peachtree Street, N.E., Suite 410
Atlanta, Georgia 30303

Dear Certifying Officer:

RE: Application for Permanent Labor Certification

This letter is submitted in support of Dr. _____'s application for permanent residency labor certification. The University of Arizona [department name] selected Dr. [Beneficiary's Last Name], a citizen of [Beneficiary's Home Country], in [month/day/year] for the position of [Beneficiary's Official University Title] as [s/he] was more qualified than any U.S. workers who were available, able and willing to accept the job.

I. Composition of Search Committee

[Please include a paragraph describing the composition of the search committee].

II. How Applications were Solicited

[Advertisements for the _____ position were placed in [journal or paper] and _____ website. Personal letters were sent to leaders of _____ programs, individuals in the _____ organization, and to the _____ organization.]

III. Description of Competitive Selection Process

[Include 1) total number of applicants, 2) screening process: advertising, interviewing, etc. and 3) elimination process describing why Beneficiary is more qualified than **(each and) any** US workers who were available, able and willing to accept the job.]

Applications are reviewed based on the advertised "minimum" and "preferred" qualifications. The [position title] search committee reviewed a total of [number] completed applications and filled one position. One applicant was selected for interview, while [number] applicants were recommended for non-interview. The interview of Dr. _____ was done in person, resulting in an offer of hire. Dr. _____ was ranked number one for the following reasons: _____. These credentials make Dr. _____ particularly well suited for the present teaching position in [department name]. If you require additional information, please do not hesitate to contact me.

IV. Statement of Beneficiaries Classroom teaching Responsibilities

V. Detailed Statement Attesting to the Degree of the Beneficiary's Qualifications and Achievements Emphasizing that s/he is More Qualified Than Any US Workers who Applied for the Position

Sincerely,

Chair, Search Committee
[Department name]

ACKNOWLEDGEMENT OF REJECTED CVS/RESUMES

Acknowledgement that copies of the CV/resumes of each U.S. applicant for the position will be retained in the hiring department for five (5) years or sent to the International Faculty and Scholars (IFS) office with the recruitment report.

- Copies of CVs of each rejected U.S. applicant will be maintained in the Department of _____ for five (5) years and if needed for a Department of Labor audit, please contact:

Department Contact's Name: _____

College/Department Name: _____

Department Address: _____

Department Telephone: _____

The Department of Labor officer will have quick, easy access to all the rejected U.S. applicants' resumes for the next five (5) years and if this person leaves the new person will be informed.

- Copies of all CVs from rejected U.S. applicants are attached for IFS to maintain in the recruitment retention file.
- No U.S. applicants applied for this position.

STEP 2: I-140 APPLICANT CHECKLIST BASED ON OPTIONAL RECRUITMENT LABOR CERTIFICATION

If the DOL certifies the LC application, IFS files Form I-140 with USCIS on behalf of the FN. USCIS is considering implementing a forty-five (45) day limit in which this must be submitted. Therefore, it is extremely important that IFS receive all required documentation as soon as the LC application is certified.

- Form I-140. Portions related to you, not The University of Arizona.
- USCIS fee: **\$580**. Check made payable to “Department of Homeland Security”.
- USCIS Premium Processing fee: **\$1,225**. Check made payable to “Department of Homeland Security”. CIS has temporarily suspended this option for Form I-140.
- IFS Premium Processing fee: **\$250**. eDOC, bank check or money order made payable to “The University of Arizona.”
- Must be the degree *required for the position* and the most recent/highest level degree. Must have the required degree at the time of offer if no mention was made in the advertisement of a different time. Must state specific subject area on diploma; if not, include a copy of transcripts. If not in English, must have a certified translation. **If your degree was awarded by an educational institution outside of the United States, you MUST submit a professional credential evaluation stating the U.S. equivalent of your degree.*
- Copy of Curriculum Vitae.
- Copies of Immigration Documents (Passport, Visa, Approval Notices, & copies of back and front of I-94).

Once all of the required documentation has been compiled, your EB-2 Petition will be sent to USCIS via Federal Express for adjudication. You will receive notification when your application is sent and when it arrives. You will also receive notification from IFS when your receipt notice arrives. A copy of your receipt notice will be made for your file and the original may be picked up from IFS at your convenience.

You may visit <https://egov.immigration.gov/cris/jsps/caseStat.jsp> to view the **case status** of your petition.

To see the most **current processing times** for your petition:
<https://egov.uscis.gov/cris/jsps/Processtimes.jsp?SeviceCenter=NSC>

ADJUSTMENT OF STATUS: THE FINAL STEP

The previous stages of the labor certification and/or immigrant petition (I-140) were processed by The University of Arizona & concerned the FNs career background and position. The final stage (I-485) is the process by which the US government collects the FNs and their dependents' personal information and history. The International Faculty & Scholars (IFS) office cannot act as the FNs personal representative or provide legal advice regarding their personal applications. FNs can complete the forms on their own or seek the assistance of an attorney. If the FN hires an attorney it is important to remember that the attorney is representing the FN and not The University of Arizona. Please be advised that IFS does not provide guidance or advice on these self-petitions (I-485, I-131, and I-765). If asked for guidance, the FN will be referred to the comprehensive instructions that are available at www.uscis.gov or to their attorney, if one was hired. FNs may submit these forms (I-485, I-131 & I-765) to IFS only when concurrently filing with Form I-140 and only for the purpose of delivery to USCIS. IFS will not submit these forms with Form I-140 if an immigrant visa is not readily available. See: http://travel.state.gov/visa/frvi/bulletin/bulletin_1360.html.