



**U.S. Citizenship
and Immigration
Services**

Date: **FEB 07 2012**

Evan Daniels
RE: 820 Industrial Loop Partners Regional Center
820 Industrial Loop
Breckenridge, TX 76424

Application: Request for Designation as a Regional Center
Applicant(s): Evan Daniels

Re: 820 Industrial Loop Partners Regional Center
RCW1101850147/ID1101850147

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on January 18, 2011, Evan Daniels, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the 820 Industrial Loop Partners Regional Center.

USCIS hereby designates 820 Industrial Loop Partners Regional Center as a regional center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The 820 Industrial Loop Partners Regional Center (820 Industrial Loop RC) shall have a geographic scope which includes the following counties within the State of Texas; Throckmorton, Young, Shackelford, Stephens, Palo Pinto, Parker, Taylor, Callahan, and Eastland.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on a "hypothetical" business plan. As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following ten (10) target industry economic categories:

1. NAICS 236210 Manufacturing Building Construction
2. NAICS 321911 Garage Doors, Wood, Manufacturing
3. NAICS 493110 General Warehousing and Storage
4. NAICS 524126 Insurance

5. NAICS 531120 Real Estate and Rental and Leasing
6. NAICS 562111 Administrative and Waste Services
7. NAICS 923110 Education Services
8. NAICS 621420 Health Care and Social Assistance
9. NAICS 711310 Arts, Entertainment, & Recreation
10. NAICS 721110 Accommodation and Food Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in Title 8 Code of Federal Regulations (8 CFR) 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of the individual alien investor's Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and Nationality Act, 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on a "hypothetical" business plan which utilizes RIMS II to establish indirect job creation. A review of the RIMS II model shows that this economic analysis is reasonable based on the hypothetical business plan.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

Additionally, it should be noted that the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the RIMS II model that derived the job creation estimates. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies, as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions should be based on the I-526 petition approval which provided a detailed business plan which was supported by an economic analysis based on reasonable methodologies.

If changes are made to the economic model at the time that USCIS reviews the alien investor's I-829 petition, USCIS will review the I-829 petition to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Company Agreement; Dated November 05, 2010
 - b. Confidential Private Offering Memorandum; Dated November 2011
 - c. Subscription Agreement; Draft submitted October 31, 2011
 - d. Limited Partnership Agreement; and Draft submitted October 31, 2011
 - e. Escrow Agreement. Draft submitted October 31, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010,² the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of Form I-924A Supplement by each regional center that remains designated for participation in the pilot program as of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Brian Graham, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **FEB 07 2012**

Brian Graham, Esq.
RE: 820 Industrial Loop Partners Regional Center
Strasburger & Price LLC
600 Congress Avenue, Suite 1600
Austin, TX 78701

Application: Request for Designation as a Regional Center
Applicant(s): Evan Daniels

Re: 820 Industrial Loop Partners Regional Center
RCW1101850147/ID1101850147

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on January 18, 2011, Evan Daniels, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the 820 Industrial Loop Partners Regional Center.

USCIS hereby designates 820 Industrial Loop Partners Regional Center as a regional center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The 820 Industrial Loop Partners Regional Center (820 Industrial Loop RC) shall have a geographic scope which includes the following counties within the State of Texas; Throckmorton, Young, Shackelford, Stephens, Palo Pinto, Parker, Taylor, Callahan, and Eastland.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on a "hypothetical" business plan. As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following ten (10) target industry economic categories:

1. NAICS 236210 Manufacturing Building Construction
2. NAICS 321911 Garage Doors, Wood, Manufacturing

3. NAICS 493110 General Warehousing and Storage
4. NAICS 524126 Insurance
5. NAICS 531120 Real Estate and Rental and Leasing
6. NAICS 562111 Administrative and Waste Services
7. NAICS 923110 Education Services
8. NAICS 621420 Health Care and Social Assistance
9. NAICS 711310 Arts, Entertainment, & Recreation
10. NAICS 721110 Accommodation and Food Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in Title 8 Code of Federal Regulations (8 CFR) 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of the individual alien investor's Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and Nationality Act, 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on a "hypothetical" business plan which utilizes RIMS II to establish indirect job creation. A review of the RIMS II model shows that this economic analysis is reasonable based on the hypothetical business plan.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

Additionally, it should be noted that the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the RIMS II model that derived the job creation estimates. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies, as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions should be based on the I-526 petition approval which provided a detailed business plan which was supported by an economic analysis based on reasonable methodologies.

If changes are made to the economic model at the time that USCIS reviews the alien investor's I-829 petition, USCIS will review the I-829 petition to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:

- a. Company Agreement;
- b. Confidential Private Offering Memorandum;
- c. Subscription Agreement;

Dated November 05, 2010
Dated November 2011
Draft submitted October 31, 2011

- d. Limited Partnership Agreement; and
- e. Escrow Agreement.

Draft submitted October 31, 2011

Draft submitted October 31, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of Form I-924A Supplement by each regional center that remains designated for participation in the pilot program as of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

NOV 02 2011

1900 Gulf Street Partners Regional Center
c/o Evan R. Daniels
11420 Chaucer Dr.
Frisco, TX 75035

Application: Request for Designation as a Regional Center
Applicant(s): Mr. Eyan R. Daniels

Re: 1900 Gulf Street Partners Regional Center
RCW1101850148 / ID1101850148

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on January 18, 2011 Mr. Evan R. Daniels submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the 1900 Gulf Street Partners Regional Center.

USCIS hereby designates 1900 Gulf Street Partners Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The 1900 Gulf Street Partners Regional Center shall have a geographic scope which includes the counties of Vernon, Barton, Jasper, Cedar and Dade in the State of Missouri, as well as Crawford, Kansas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: equity investments to the job creating enterprise in the three target categories of economic activity within the approved geographic area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following three (3) target industry economic categories:

1. Wood, Window and Door Manufacturing - NAICS 321911
2. General Warehousing and Storage - NAICS 493110
3. Industrial Building and Construction - NAICS 236210

COPY

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The regional center has identified RIMS II model to establish indirect job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by the business occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by business and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such a business and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Subscription Agreement (Draft submitted September 2, 2011)
 - b. Limited Partnership Agreement (Draft submitted September 2, 2011)
 - c. Escrow Agreement (Draft submitted September 2, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

✓ cc: Brian Graham, Esq. PSp



**U.S. Citizenship
and Immigration
Services**

Date: **OCT 14 2011**

Keen Wei
AAA California Regional Center, LLC
20380 Town Center Lane # 170
Cupertino, CA 95014

Application: Request for Designation as a Regional Center
Applicant(s): Keen Wei

Re: AAA California Regional Center
RCW1031910073/(Formerly W09002720)

Pursuant to Section 610 of the Appropriations Act of 1993, on October 18, 2010, Keen Wei submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the AAA California Regional Center.

USCIS hereby designates Admiralty California Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The AAA California Regional Center shall have a geographic scope to include the counties of San Francisco, San Mateo, Contra Costa, Alameda, Santa Clara, San Benito, Fresno and Kings in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the development, operation and management of new commercial enterprises in the Regional Center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. Retail:
 - a. Supermarkets and Other Grocery (except Convenience) Stores – NAICS 445110

- b. Pharmacies and Drug Stores – NAICS 446110
- c. Women's Clothing Stores – NAICS 448120
- d. Sporting Goods Stores – NAICS 451110
- e. All Other General Merchandise Stores – NAICA 452990
- 2. Hospitality:
 - a. Hotels (except Casino Hotels) and Motels – NAICA 721110
- 3. Food Services:
 - a. Limited-Service Restaurants – NAICS 722211
- 4. Professional Offices:
 - a. Offices of Lawyers – NAICS 541110
 - b. Offices of Certified Public Accountants – NAICS 541211
 - c. Engineering Services – NAICS 541330
 - d. Custom Computer Programming Services – NAICA 541511
 - e. Other Management Consulting Services – NAICA 541618
 - f. Advertising Agencies – NAICS 541810
- 5. Medical Offices:
 - a. Offices of Physicians (except Mental Health Specialists) – NAICS 621111
- 6. Entertainment:
 - a. Fitness and Recreational Sports Centers – NAICS 713940
- 7. Assisted Living Facility:
 - a. Nursing Care Facilities – NAICS 623110
- 8. Alternative Energy Structure Construction:
 - a. Power and Communication Line and Related Structures Construction – NAICS 237130

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the

alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Offering Memorandum
 - c. Subscription Agreement
 - d. Escrow Agreement

Draft dated June 6, 2010
Draft dated October 1, 2010
Draft dated October 1, 2010
Submission date October 18, 2010

e. Limited Partnership Agreement

Draft dated October 1, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, construction costs, building projections and timelines, advisory opinions, feasibility studies, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **DEC 08 2011**

ACSRC, LLC
C/O Shuyuan Tang
11875 Dublin Blvd, Suite D 271
Dublin, CA 94568

Application: Request for Designation as a Regional Center
Applicant(s): Shuyuan Tang

Re: ACS Regional Center
RCW1031910079/ID 1031910079/Formerly W09002810

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 26, 2010, ACSRC, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the ACSRC Regional Center.

USCIS hereby designates ACSRC, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The ACSRC Regional Center shall have a geographic scope which includes the following thirty (30) contiguous counties in the State of California: Alameda, Contra Costa, Solano, Del Norte, Siskiyou, Modoc, Humboldt, Trinity, Shasta, Lassen, Plumas, Tehama, Mendocino, Glenn, Butte, Lake, Colusa, Sutter, Yuba, Nevada, Sierra, Yolo, Napa, Sonoma, Sacramento, Placer, El Dorado, San Francisco, Santa Clara and San Joaquin.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following three target industry economic categories:

1. NAICS 721110 Hotels (Except Casinos) and Motels
2. NAICS 236220 Commercial and Institutional Building Construction
3. NAICS 621498 All Other Outpatient Care Centers

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in construction expenditures and direct employment at hotels and revenues of outpatient care centers, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers mentioned above, needs to be supported by evidence showing that funds were expended in hard construction costs and proof of direct employment at hotels and revenues of outpatient care centers. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents for Health Innovations, LP:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Escrow Agreement
 - d. Limited Partnership Agreement

Sample submitted April 19, 2011
Sample submitted April 19, 2011
Sample submitted April 19, 2011
Sample submitted October 22, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 25 2011**

David Chung
Admiralty California Regional Center, LLC
101 First Street, Suite 700
Los Altos, CA 94022

Application: Request for Designation as a Regional Center
Applicant(s): David Chung

Re: Admiralty California Regional Center
RCW1033650026/(Formerly W09003160)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 19, 2010, David Chung submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Admiralty California Regional Center.

USCIS hereby designates Admiralty California Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Admiralty California Regional Center shall have a geographic scope to include the counties of Contra Costa, Alameda, San Francisco, San Mateo and Santa Clara in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the development, operation and management of real estate projects in the Regional Center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 721 Accommodations
2. NAICS 722 Food Services & Drinking Places

COPY

3. NAICS 541 Professional Offices
4. NAICS 44-45 Retail Trade
5. NAICS 23 Construction, including both commercial & residential

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum Submission date November 19, 2010
 - b. Subscription Agreement Submission date November 19, 2010
 - c. Escrow Agreement Submission date November 19, 2010
 - d. Limited Partnership Agreement Submission date November 19, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, construction costs, building projections and timelines, operating agreements, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8-C

FEB 03 2009

Andy Chen
President
ASPI Group
1600 Lind Ave, SW Suite 220
Renton, WA 98055

Application: Request for Amendment of a Regional Center
Applicants: Andy Chen
Proposed Enterprise: Aero Space Port International (ASPI) Group

RE: Recertification and amendment approval of ASPI Group Regional Center (ASPI Group RC)
under the Immigrant Investor Pilot Program.

BACKGROUND:

ASPI Group Regional Center (RC) was initially approved by the former Immigration and Naturalization Service on March 24, 1994, to improve the economic competitiveness of Moses Lake, WA.

Pursuant to Section 610 of the Appropriations Act of 1993, on August 25, 2006, Aero Space Port International Group submitted a proposal seeking to clarify and expand the ASPI Group RC designation by U.S. Citizenship and Immigration Services (USCIS). ASPI Group RC will either direct investments into single projects or form an investment fund to fund multiple projects. The geographic area of ASPI Group RC is now all of Grant County, WA. The ASPI Group RC for EB-5 Immigrant Investor purposes will focus investment in the following ten (10) targeted industries:

1. Manufacturing,
2. Wholesale Trade,
3. High Technology,
4. Business and Financial Services,
5. Airport Facilities,
6. Retail,
7. Commercial Lodging and Hotel,
8. Schools, Healthcare, and Public Facilities,
9. Residential Development, and
10. Infrastructure Development.

On September 18, 2008, USCIS issued a request for evidence (RFE). On December 17, 2008, a response to the RFE was received which satisfactorily supplied the requested evidence.

The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using IMPLAN prepared by a professional economic analysis firm;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- Regional Center Area and Census Tract Maps;
- A sample Limited Liability Company Agreement;
- A sample Subscription Agreement;
- An Escrow Agreement, and
- A description of its Marketing/Promotional Plan.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS RFE to which you provided a satisfactory response, USCIS hereby approves, recertifies and designates ASPI Group RC as a Regional Center within the Immigrant Investor Pilot Program. ASPI Group RC shall have a geographic scope focusing on Grant County, WA.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the ASPI Group RC business plan and job creation analysis and multipliers is to direct immigrant investor capital into the following ten (10) commercial activities:

1. Manufacturing,
2. Wholesale Trade,
3. High Technology,
4. Business and Financial Services,
5. Airport Facilities,
6. Retail,
7. Commercial Lodging and Hotel,
8. Schools, Healthcare, and Public Facilities,
9. Residential Development, and
10. Infrastructure Development.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the ASPI Group RC area. The geographic focus of this area contains potential High Unemployment Targeted Employment Areas (TEAs) to be determined by the State of Washington on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the ASPI Group RC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved ASPI Group RC proposal and its indirect job creation model and multipliers contained within the final approved ASPI Group RC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the ASPI Group RC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the ASPI Group RC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the ASPI Group RC approval and designation.
2. A copy of the USCIS¹ approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Partnership Agreement.

**DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE AERO SPACE
PORT INTERNATIONAL REGIONAL CENTER (ASPI Group RC):**

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;

- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
- 7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web

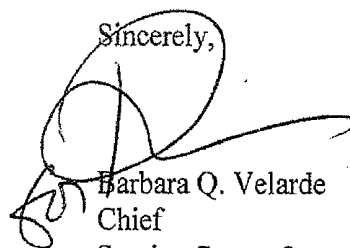
address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the ASPI Group RC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

August 19, 2009

Daniel Chiu
Chief Executive Officer
C/O Oasis Growth Partners, LLC
2275 Huntington Drive
San Marino, California 91108

File No. W09000090

Application: Request for Designation as a Regional Center
Applicant(s): Daniel Chiu

Re: Alliance Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on December 8, 2008 Daniel Chiu submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Alliance Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Alliance Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Alliance Regional Center shall have a geographic scope which includes all of Imperial County, California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: development, management and operation of mixed-use commercial projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Hospitality Establishments
2. Retail Shopping Centers

3. Dining Establishments
4. Commercial and Professional Office Buildings
5. Entertainment Complexes
6. Farmland and Agricultural Facilities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the geographic focus of this area is within a High Unemployment Targeted Area (TEA) as designated by the State of California. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment remains in a qualified TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Memorandum;
 - b. Subscription Agreement;
 - c. Limited Partnership Agreement; and
 - d. Escrow Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
- 4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
- 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

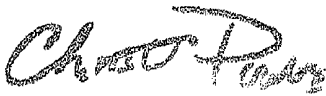
Alliance Regional Center

Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in dark ink, appearing to read "Christina Poulos". The signature is fluid and cursive, with the first name "Christina" being more prominent than the last name "Poulos".

Christina Poulos
Director
California Service Center

cc: Linda W. Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

March 31, 2011

Aloha Regional Center, LLC
Attn: Ed Cichon
77 Hookele St. Suite 302
Kahului, HI 96732

Application: Request for Designation as a Regional Center
Applicant: Ed Cichon, Principal

Re: Aloha Regional Center, LLC
RCW1031910006 (Formerly W09001540)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on March 4, 2010, Ed Cichon submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Aloha Regional Center, LLC.

USCIS hereby designates Aloha Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Aloha Regional Center, LLC shall have a geographic scope which includes the entire State of Hawaii.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd Party enterprises, equity investments, construction and management, construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic cluster:

1. NAICS 112511

Aquaculture – Fish Farming

Note: If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to

underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
 - a. Operating Agreement (None submitted)
 - b. Offering Memorandum (Sample dated May 1, 2009)
 - c. Subscription Agreement; and (Sample submitted February 25, 2011)
 - d. Limited Partnership Agreement. (Sample submitted February 25, 2011)
 - e. Escrow Agreement (Sample submitted March 4, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Aloha Regional Center, LLC-- RCW1031910006 (Formerly W09001540)

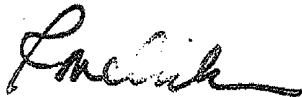
Page 4

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 25 2011**

Agnes Yen
American Franchise Regional Center, LLC
80 W. Sierra Madre Blvd., Unit #238
Sierra Madre, CA 91024

Application: Request for Designation as a Regional Center
Applicant(s): Agnes Yen

Re: American Franchise Regional Center
RCW1034350087/(Formerly W09003540)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Agnes Yen submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Franchise Regional Center.

USCIS hereby designates American Franchise Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 623 Nursing and Residential Care Facilities
2. NAICS 722210 Food Services & Drinking Places
3. NAICS 541 Professional, Scientific and Technical
4. NAICS 44-45 Retail
5. NAICS 33122 Metal Fabrication
6. NAICS 323110 Printing
7. NAICS 332710 Machine Shop
7. NAICS 23 Construction

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The American Franchise Regional Center shall have a geographic scope to include the California Counties of Imperial, Los Angeles, Orange, Ventura, Riverside and San Bernardino.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs as enumerated above, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the hypothetical projects consisting of a nursing home, general office building, a restaurant, a manufacturing facility and a retail shopping center are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Placement Memorandum Samples/Drafts dated November 22, 2010
 - b. Subscription Agreement Samples/Drafts dated November 22, 2010
 - c. Escrow Agreement Samples/Drafts dated November 22, 2010
 - d. Limited Partnership Agreement Samples/Drafts dated November 22, 2010

DESIGNER'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

American Franchise Regional Center/RCW1034350087/(Formerly W09003540)

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Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Daqin Zhang, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 22 2011**

Agnes Yen
American Franchise Regional Center, LLC
80 W. Sierra Madre Blvd., Unit #238
Sierra Madre, CA 91024

Application: Request for Designation as a Regional Center
Applicant(s): Agnes Yen

Re: American Franchise Regional Center
RCW1034350087/(Formerly W09003540)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Agnes Yen submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Franchise Regional Center.

USCIS hereby designates American Franchise Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 623 Nursing and Residential Care Facilities
2. NAICS 722210 Food Services & Drinking Places
3. NAICS 541 Professional, Scientific and Technical
4. NAICS 44-45 Retail
5. NAICS 33122 Metal Fabrication
6. NAICS 323110 Printing
7. NAICS 332710 Machine Shop
7. NAICS 23 Construction

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The American Franchise Regional Center shall have a geographic scope to include the California Counties of Imperial, Los Angeles, Orange, Ventura, Riverside and San Bernardino.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs as enumerated above, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the hypothetical projects consisting of a nursing home, general office building, a restaurant, a manufacturing facility and a retail shopping center are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Placement Memorandum Samples/Drafts dated November 22, 2010
 - b. Subscription Agreement Samples/Drafts dated November 22, 2010
 - c. Escrow Agreement Samples/Drafts dated November 22, 2010
 - d. Limited Partnership Agreement Samples/Drafts dated November 22, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Daqin Zhang, Esq.



U.S. Citizenship
and Immigration
Services

Date: JUL 19 2011

James Turco
Margaret Cheng
American Gateway Regional Center, LLC
160 N. Riverview Drive, Suite 200
Anaheim Hills, CA 92808

Application: Request for Designation as a Regional Center
Applicant(s): James Turco and Margaret Cheng

Re: American Gateway Regional Center
RCW1034350083/(Formerly W09003310)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 19, 2010, James Turco and Margaret Cheng submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Gateway Regional Center

USCIS hereby designates American Gateway Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The American Gateway Regional Center shall have a geographic scope that includes Los Angeles, Orange, Riverside and San Bernardino counties in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: financing, developing, leasing, and operating commercial real estate projects within the approved regional center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 721 Accommodations

- | | |
|--------------------|-----------------------|
| 2. NAICS 722 | Food Services |
| 3. NAICS 54 | Professional Offices |
| 4. NAICS 52 | Banking and Insurance |
| 5. NAICS 44-45, 81 | Retail Trade |
| 6. NAICS 7139 | Health Club |
| 7. NAICS 623 | Assisted Living |
| 8. NAICS 621 | Medical Offices |
| 9. NAICS 23 | Construction |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and economic analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment project in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Partnership Agreement
 - b. Confidential Private Offering Memorandum
 - c. Subscription Agreement
 - d. Escrow Agreement

Submission date November 15, 2010
Submission date November 15, 2010
Submission date November 15, 2010
Submission date November 15, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, advisory opinions, operating agreements, offering letters, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: OCT 31 2011

Andre Hurst
American General Realty Advisors Regional Center
91 Avenida Del Mar, Suite 300
San Clemente, CA 92672

Application: Request for Designation as a Regional Center
Applicant(s): Andre Hurst

Re: American General Realty Advisors Regional Center
RCW1106250174/ID11062550174

Pursuant to Section 610 of the Appropriations Act of 1993, on March 3, 2011, Andre Hurst submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American General Realty Advisors Regional Center.

USCIS hereby designates American General Realty Advisors Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The American General Realty Advisors Regional Center shall have a geographic scope to include the counties of Los Angeles and Orange in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the development, operation and management of new commercial enterprises in the Regional Center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 721 Accommodations
2. NAICS 722 Food Services & Drinking Places

3. NAICS 44-45 Retail Trade

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Offering Memorandum
 - b. Subscription Agreement
 - c. Escrow Agreement
 - d. Limited Partnership Agreement

Draft dated September 19, 2011
Draft dated November 19, 2010
Draft dated November 19, 2010
Draft dated November 19, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, construction costs, building projections and timelines, operating agreements, advisory opinions, feasibility studies, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Ben Meeker, Esq.



U.S. Citizenship
and Immigration
Services

Date: OCT 12 2010

Thomas Wilkinson
American Life Development Company LLC
100 Pacifica, Suite 345
Irvine, California 92618

Application: Request to Amend Designation as a Regional Center
Applicant(s): Thomas Wilkinson

Re: American Life Development Company LLC Regional Center
W09001500

Pursuant to Section 610 of the Appropriations Act of 1993, June 23, 2009, American Life Development Company LLC Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated February 25, 2010, American Life Development Company LLC Regional Center sought to amend its initial Regional Center designation to expand the geographic region and include additional industry clusters.

Based on its review and analysis of the request to amend the previous American Life Development Company LLC Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: resort development; building renovation; commercial/industrial development, public/private arrangements with governmental agencies, non-profits, in Riverside County or other entities to develop civic/public facilities and infrastructure; mixed-used or residential property development; provision of capital, loans or investments to businesses; and establishing or investing in lending institutions.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following thirteen (13) target industry economic clusters:

1. Resort Hotel and Spa
2. Restaurant
3. Equestrian Center
4. Veterinary Medical Services
5. Farming
6. Security Services
7. Commercial/Industrial Development
8. Mixed-Use Development
9. Residential Property Development
10. Light Industry/Warehouse
11. Office
12. Retail
13. Civic/Public Facilities Development

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

American Life Development Company LLC Regional Center shall extend its geographic focus to include the California county of Riverside.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model used is IMPLAN. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, the approved hypothetical business plan and the comprehensive business plan for the specific investment projects.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:

- a. Subscription Agreement
- b. Limited Partnership Agreement

Sample/Draft dated June 23, 2009

Sample/Draft dated June 23, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance

with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

June 23, 2009

Thomas Wilkinson
C/O American Life Realty, LLC
Riverside PUMA Area Regional Center
7 Upper Newport Plaza
Newport Beach, California 92660

File No. W09000120

Application: Request for Designation as a Regional Center
Applicant(s): Thomas Wilkinson

Re: Riverside PUMA Area Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on December 18, 2008, Thomas Wilkinson submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Riverside PUMA Area Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Riverside PUMA Area Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Riverside PUMA Area Regional Center shall have a geographic scope which includes the county of Riverside, specifically PUMA Area 08001 including Census Tract 430.1.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: resort development and building renovation.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Resort hotel and spa
2. Restaurant

3. Equestrian Center
4. Veterinary Medical Services
5. Farming
6. Security Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the geographic focus of this area is within a High Unemployment Targeted Area (TEA) as designated by the State of California. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment remains in a qualified TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Subscription Agreement; and
 - b. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

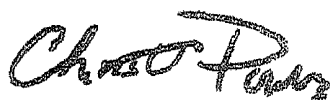
Riverside PUMA Area Regional Center

Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: John C. Lemacks, II, Esq.



**U.S. Citizenship
and Immigration
Services**

August 20, 2009

Henry Liebman
C/O American Life, Inc.
270 South Hanford Street, Suite 100
Seattle, Washington 98134-1943

File No. W09000610

Application: Request for Designation as a Regional Center
Applicant(s): Henry Liebman

Re: Lakewood Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 31, 2009 Henry Liebman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Lakewood Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Lakewood Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Lakewood Regional Center shall have a geographic scope which includes City of Lakewood census tracts of 071704, 071706, 071707, 071803, 071804, 071805, 071806, 071901, 071902, 072000, 072105, 072106, 072107, 072108, 072109 and 072112.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: commercial/industrial development; public/private arrangements within the City of Lakewood, non-profits, Pierce County or other entities to develop civil/public facilities and infrastructure; renovation of functionally obsolete buildings, preserving historical features; mixed-use developments and the provision of capital, loans and investment for businesses.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 11 target industry economic clusters:

1. Architectural and Engineering
2. Restaurant/Bar
3. Warehousing
4. Light Manufacturing
5. Transportation
6. Entertainment
7. Retail
8. Hotel
9. Apartment Rental
10. Banking and Financial Services
11. Office Leasing

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Washington, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Circular;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

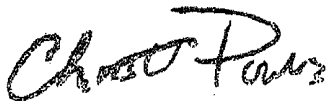
Lakewood Regional Center

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- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

August 20, 2009

Henry Liebman
C/O American Life, Inc.
270 South Hanford Street, Suite 100
Seattle, Washington 98134-1943

File No. W09000610

Application: Request for Designation as a Regional Center
Applicant(s): Henry Liebman

Re: Lakewood Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 31, 2009 Henry Liebman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Lakewood Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Lakewood Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Lakewood Regional Center shall have a geographic scope which includes City of Lakewood census tracts of 071704, 071706, 071707, 071803, 071804, 071805, 071806, 071901, 071902, 072000, 072105, 072106, 072107, 072108, 072109 and 072112.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: commercial/industrial development; public/private arrangements within the City of Lakewood, non-profits, Pierce County or other entities to develop civil/public facilities and infrastructure; renovation of functionally obsolete buildings, preserving historical features; mixed-use developments and the provision of capital, loans and investment for businesses.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 11 target industry economic clusters:

1. Architectural and Engineering
2. Restaurant/Bar
3. Warehousing
4. Light Manufacturing
5. Transportation
6. Entertainment
7. Retail
8. Hotel
9. Apartment Rental
10. Banking and Financial Services
11. Office Leasing

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Washington, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

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2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Circular;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
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 - iii. denied, or
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 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

Lakewood Regional Center

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- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

August 12, 2010

American Life Investments, LLC
c/o Lincoln Stone, Esq.
800 Wilshire Blvd., Suite 900
Los Angeles, CA 90017

Application: Request for Designation as a Regional Center
Applicant(s): Henry Liebman

Re: American Life Investments, LLC
File no. W09001080

Pursuant to Section 610 of the Appropriations Act of 1993, on October 13, 2009, Henry Liebman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Life Investments, LLC as a Regional Center.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates American Life Investments, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The American Life Investments, LLC shall have a geographic scope which includes the entire County of Miami-Dade in the State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Construction and renovation of residential, commercial, warehouse and industrial real estate and public facility development, leasing, administration and property management, and loans to job creating entities. All I-526 investor funds must be used for job creating activities. The alien investor funds may not be used, for example, as security for loans or to pay down debt.

While the focus of activity of the Regional Center is limited to the three economic clusters listed below, the tenant businesses of the developed real estate may consist of retail sales, hotel and hospitality, food services, industrial, financial and professional services and other job creating businesses. There is the same latitude in

the range of job creating entities which borrow money from the new commercial enterprises formed by alien entrepreneurs. However, each I-526 filed as part of the Regional Center must be accompanied by a business plan and economic analysis to verify direct and indirect job creation resulting from activity in the three economic clusters below. In the case of a new commercial enterprise lending to a job creating entity, both a business plan for the I-526 new commercial enterprise and the borrower's business plan must be provided along with the economic analysis of the borrower's business plan to verify direct and indirect job creation.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. Real Estate Development (NAICS 237210, 531110)
2. Loans to job creating entities (NAICS 522291)
3. Construction and Related (NAICS 236115, 236116, 236220, 236210)

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such

evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy the:
 - a. Operating Agreement; (Copy submitted, dated 4/1/09)
 - b. Private Placement Memorandum;
 - b. Subscription Agreement; (Sample submitted 10/13/09)
 - c. Limited Partnership Agreement; (Sample submitted 10/13/09)
 - d. Business Plan for the project and
 - e. Escrow Agreement, if any

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.

- ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,

American Life Investments/W09001080

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- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Velarde,
Acting Director, California Service Center

cc: Lincoln Stone, Esq.

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

SCOPS 70/6.2.8

JUN 25 2008

Henry Liebman, President
American Life, Inc.
3223 3rd Avenue South, Suite 200
Seattle, WA 98134

Re: American Life Ventures, LLC (ALV – EVERETT)

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, the American Life Ventures, LLC (ALV-EVERETT) submitted a proposal to U.S. Citizenship and Immigration Services (USCIS) requesting approval and designation of ALV-EVERETT to participate as a regional center within the Immigrant Investor Pilot Program. The proposed ALV-EVERETT regional center would focus on the geographic area which encompasses a contiguous area known as the "City of Everett International Services District (ISD)", located in the city of Everett, Washington, which is comprised of census tracts 0402-0408.

Based on its review and analysis of the proposal and supporting evidence and documentation seeking USCIS designation for ALV-EVERETT, along with information and evidence provided in response to two separate USCIS requests for evidence, USCIS hereby approves the request and designates ALV-EVERETT as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

Through this designation by USCIS, ALV-EVERETT will focus on the long-term investment of capital (five year term minimum) from the individual alien investors to be pooled within limited liability corporations (LLCs), which will direct the immigrant investor capital into projects that involve the renovation of obsolete industrial facilities or the new construction of facilities to be leased to business tenants engaged in light manufacturing, warehousing, or retail sales activities. As

such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment into such projects within the geographic area of the ALV-EVERETT Regional Center. Investments made by immigrant investors into enterprises within a targeted employment area (TEA) will be a minimum of \$500,000, while investments made by immigrant investors into enterprises that are not within TEAs will be a minimum of \$1,000,000. The State of Washington will provide documentation regarding which areas within the "ISD" qualify for the TEA designation to be submitted in support of the individual petitions filed by alien investors with USCIS.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Immigrant investors who file I-526 petitions for commercial enterprises affiliated with the ALV-EVERETT, and located within the geographic area encompassed by ALV-EVERETT, must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination regarding new indirect jobs has been established by way of USCIS' acceptance of the final economic analysis, which is contained as part of the approved ALV-EVERETT proposal and its indirect job creation model and multipliers contained within the final approved ALV-EVERETT application package.¹ However, such petitions must demonstrate the investment of alien investor capital as outlined therein to achieve the requisite of 10 direct and/or indirect jobs created per each alien investor's \$500,000 or \$1,000,000 capital investment. In addition, the ALV-EVERETT Regional Center-affiliated limited liability corporations may arrange for the augmentation of the alien investor capital with non-EB-5 domestic capital in order to satisfy the target requirement of 10 full time permanent jobs created and/or preserved per each EB-5 immigrant investor.

Further, wherever indirect job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with ALV-EVERETT, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" through ALV-EVERETT for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of "permanent" full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the immigrant investor's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been

¹ Indirect job creation credit is determined using the State of Washington Input-Output Model methodology for forecasting the final demand multipliers based upon the direct job creation for a given project.

preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new permanent full time direct jobs for “qualifying employees”² upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.
- For purposes of an immigrant investor’s filing of a subsequent I-829 petition to remove the conditions wherein the investment through ALV-EVERETT into an enterprise for which the initial I-526 petition approval involved the creation of new full time permanent direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full combined total of direct and indirect new jobs being claimed at that point, an immigrant investor’s subsequent I-829 petition will need to be supported by probative evidence of the number of new permanent direct full time (35 hours per week) qualified employees whose positions have been created as a result of the investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with ALV-EVERETT, in conjunction with addressing all the requirements for an individual alien investor petition, shall also contain as supporting evidence relating to this regional center designation, the following:

- (1) A copy of this letter of the approval and designation.
- (2) A copy of the approved regional center narrative proposal and business plan.
- (3) A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the ALV-EVERETT economic analysis, which has been approved by USCIS, which reflects that investment by an individual immigrant investor of at least \$500,000 (TEA)

² Note: If a renovation project involves a facility that is occupied by a current commercial enterprise, should the ALV-EVERETT re-construction project cause such an enterprise to abandon the facility or relocate, then it will be important to document that no existing full time permanent jobs for “qualified employees” have been lost or terminated as a result of the re-construction investment activity. Likewise, the relocation of jobs from another facility to an ALV-EVERETT renovated facility would not be considered to be “newly created” jobs. Otherwise, any credit claimed for “newly created” jobs for qualified employees in support of an investor’s I-526/I-829 petition would need to be reconciled against any present jobs for qualified employees which have been relocated, abandoned or lost as a direct result of the ALV-EVERETT re-construction project.

or \$1,000,000 (non-TEA) in an approved targeted industry cluster within the geographic area of ALV-EVERETT will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers per each immigrant investor.

- (4) A legally executed copy of the Subscription Agreement and the Limited Liability Corporation Agreement.

The designation by the USCIS of ALV-EVERETT as a Regional Center does not reflect any determination on the merits of individual petitions filed by immigrant investors under the Immigrant Investor Pilot Program. All petitions for immigrant investors who invest through ALV-EVERETT will be adjudicated by the USCIS on a case-by-case basis, and each petition must be fully documented. The individual petitions must be submitted to the USCIS California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE ALV-EVERETT REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year³, commencing with the current year as follows:

1. The principal official and point of contact of ALV-EVERETT responsible for the normal operation, management and administration of the regional center.
2. How ALV-EVERETT is administering its regional center and is actively engaged in supporting a due diligence screening of its immigrant investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How ALV-EVERETT is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by immigrant investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into job creating commercial enterprises throughout ALV-EVERETT's geographic area of focus as a Regional Center.
4. The name, date of birth, and alien registration number (if no A-number then USCIS receipt

³ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- number) of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
 6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
 7. The categories and/or sub-sectors of business activity within the geographic scope of your regional center that have received the immigrant investors' capital, and in what amount.
 8. The names and locations of each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital.
 9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.⁴
 10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
 11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
 12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
 13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
 14. If applicable, the total aggregate number of "preserved" jobs by EB-5 immigrant investors for troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
 15. If for any given Federal Fiscal Year your regional center does not have investors to report (either immigrant or domestic investors), then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program and recruit legitimate and viable immigrant investors.
 16. Notification to USCIS within 30 days following any change of address or material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

⁴ A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

American Life Ventures, LLC (ALV-EVERETT)
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If you have any questions concerning this approval and designation of ALV-EVERETT as a Regional Center under the Immigrant Investor Pilot Program, please contact the following office: the USCIS Foreign Trader, Investor and Regional Center Program via Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Lincoln Stone, Esq.
Stone & Grezegorek, LLP
800 Wilshire Boulevard, Suite 900
Los Angeles, CA 90017

Official File
AHASKELL: 6/16/08



U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

SCOPS 70/6.2.8

JUN 25 2008

Henry Liebman, President
American Life, Inc.
3223 3rd Avenue South, Suite 200
Seattle, WA 98134

Re: American Life Ventures, LLC (ALV – TACOMA)

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, the American Life Ventures, LLC (ALV-TACOMA) submitted a proposal to U.S. Citizenship and Immigration Services (USCIS) requesting approval and designation of ALV-TACOMA to participate as a regional center within the Immigrant Investor Pilot Program. The proposed ALV-TACOMA regional center would focus on the geographic area which encompasses a contiguous area known as the "City of Tacoma EB5 Zone (EB5 Zone)" located in the city of Tacoma, Washington. The Tacoma "EB5 Zone" is comprised of portions of 20 varied census tracts, bordering the Tacoma port area located within the boundaries of the City of Tacoma, Washington.

Based on its review and analysis of the proposal and supporting evidence and documentation seeking USCIS designation for ALV-TACOMA along with additional information provided in response to subsequent USCIS requests for evidence, USCIS hereby approves the request and designates ALV-TACOMA as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

Through this designation by USCIS, ALV-TACOMA will focus on the long-term investment of capital (five year term minimum) from the individual alien investors to be pooled within limited liability corporations (LLCs), which will direct the immigrant investor capital investments into projects that involve the renovation of obsolete industrial facilities or the new construction of

facilities to be leased to business tenants engaged in light manufacturing, warehousing, or retail sales activities. As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment into such projects within the geographic area of the ALV-TACOMA "City of Tacoma EB5 Zone." Investments made by immigrant investors in enterprises within targeted employment areas (TEAs) will be a minimum of \$500,000, while investments made by immigrant investors in enterprises that are not within TEAs will be a minimum of \$1,000,000. The State of Washington will provide documentation regarding which areas within the City of Tacoma EB5 Zone qualify for the TEA designation to be submitted in support of the individual petitions filed by alien investors with USCIS.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file I-526 petitions for commercial enterprises located in and affiliated with the geographic area encompassed by ALV-TACOMA must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination regarding new indirect jobs has been established by way of USCIS' acceptance of the final economic analysis, which is contained as part of the approved ALV-TACOMA proposal and its indirect job creation model and multipliers contained within the final approved ALV-TACOMA application package.¹ However, such petitions must demonstrate the investment of alien investor capital as outlined therein to achieve the requisite of 10 direct and/or indirect jobs created per each alien investor's \$500,000 or \$1,000,000 capital investment. In addition, the ALV-TACOMA Regional Center-affiliated limited liability corporations may arrange for the augmentation of the alien investor capital with non-EB-5 domestic capital in order to satisfy the target requirement of 10 full time permanent jobs created and/or preserved per each EB-5 immigrant investor.

Further, wherever indirect job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with ALV-TACOMA, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" through ALV-TACOMA for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of "permanent" full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the immigrant investor's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number

¹ Indirect job creation credit is determined using the State of Washington Input-Output Model methodology for forecasting the final demand multipliers based upon the direct job creation for a given project.

of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new permanent full time direct jobs for "qualifying employees"² upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.
- For purposes of an immigrant investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through ALV-TACOMA into an enterprise for which the initial I-526 petition approval involved the creation of new full time permanent direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full combined total of direct and indirect new jobs being claimed at that point, an immigrant investor's subsequent I-829 petition will need to be supported by probative evidence of the number of new permanent direct full time (35 hours per week) qualified employees whose positions have been created as a result of the investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with ALV-TACOMA, in conjunction with addressing all the requirements for an individual alien investor petition, shall also contain as supporting evidence relating to this regional center designation, the following:

- (1) A copy of this letter of the approval and designation.
- (2) A copy of the approved regional center narrative proposal and business plan.

² Note: If a renovation project involves a facility that is occupied by a current commercial enterprise, should the ALV-TACOMA re-construction project cause such an enterprise to abandon the facility or relocate, then it will be important to document that no existing full time permanent jobs for "qualified employees" have been lost or terminated as a result of the re-construction investment activity. Likewise, the relocation of jobs from another facility to an ALV-TACOMA renovated facility would not be considered to be "newly created" jobs. Otherwise, any credit claimed for "newly created" jobs for qualified employees in support of an investor's I-526/I-829 petition would need to be reconciled against any present jobs for qualified employees which have been relocated, abandoned or lost as a direct result of the ALV-TACOMA re-construction project.

(3) A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the ALV-TACOMA economic analysis, which has been approved by USCIS, which reflects that investment by an individual immigrant investor of at least \$500,000 (TEA) or \$1,000,000 (non-TEA) in an approved targeted industry cluster within the geographic area of ALV-TACOMA will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers per each immigrant investor.

(4) A legally executed copy of the Subscription Agreement and the Limited Liability Corporation Agreement.

The designation by the USCIS of ALV-TACOMA as a Regional Center does not reflect any determination on the merits of individual petitions filed by immigrant investors under the Immigrant Investor Pilot Program. All petitions for immigrant investors who invest through ALV-TACOMA will be adjudicated by the USCIS on a case-by-case basis, and each petition must be fully documented. The individual petitions must be submitted to the USCIS California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE ALV-TACOMA REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year³, commencing with the current year as follows:

1. The principal official and point of contact of ALV-TACOMA responsible for the normal operation, management and administration of the regional center.
2. How ALV-TACOMA is administering its regional center and is actively engaged in supporting a due diligence screening of its immigrant investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How ALV-TACOMA is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by immigrant investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into job

³ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

creating commercial enterprises throughout ALV-TACOMA's geographic area of focus as a Regional Center.

4. The name, date of birth, and alien registration number (if no A-number then USCIS receipt number) of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
7. The categories and/or sub-sectors of business activity within the geographic scope of your regional center that have received the immigrant investors' capital, and in what amount.
8. The names and locations of each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital.
9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.⁴
10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
14. If applicable, the total aggregate number of "preserved" jobs by EB-5 immigrant investors for troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
15. If for any given Federal Fiscal Year your regional center does not have investors to report (either immigrant or domestic investors), then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program and recruit legitimate and viable immigrant investors.
16. Notification to USCIS within 30 days following any change of address or material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

⁴ A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

American Life Ventures, LLC (ALV-TACOMA)

Page 6

If you have any questions concerning this approval and designation of ALV-TACOMA as a Regional Center under the Immigrant Investor Pilot Program, please contact the following office: the USCIS Foreign Trader, Investor and Regional Center Program via Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Lincoln Stone, Esq.
Stone & Grezegorek, LLP
800 Wilshire Boulevard, Suite 900
Los Angeles, CA 90017

Official File
AHASKELL: 6/16/08



U.S. Department of Homeland Security
Office of Service Center Operations
20 Massachusetts Avenue, NW, MS 2060
Washington, DC 20529-2060



**U.S. Citizenship
and Immigration
Services**

HQSCOPS 70/6.2.8-C

FILE COPY

JAN 08 2009

AL3100621

Henry Liebman
President
American Life Inc.
3223 Third Ave South, Ste 200
Seattle, WA 98134

Application: Request for Expansion of an Existing Regional Center
Applicants: Henry Liebman
Proposed Enterprise: American Life, Inc. Regional Center (ALIRC-Seattle) Amendment 2008

RE: Approval of Amendment to Expand an Existing Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on July 10, 2007, American Life Incorporated submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the expansion of American Life, Inc. Regional Center (ALIRC-Seattle) with a geographic area focusing on the addition a portion of the south of downtown (SODO) area known as the Ballard-Interbay-Northend Manufacturing/Industrial Center (BINMIC) within Seattle, WA. The ALIRC-Seattle for EB-5 Immigrant Investor purposes sought to focus investment in BINMIC in the following six (6) additional target industry economic clusters:

1. Commercial/industrial development, including hospitality, retail, industrial, flex, office and transportation facilities,
2. Public/private arrangements with governmental agencies, non-profits, or other entities to develop civic/public facilities and infrastructure,
3. Renovation of functionally obsolete buildings preserving historic features, where appropriate, within a modern facility,
4. residential developments with or without ground floor retail, including apartments and condominiums,
5. Provide capital, loans or investment to businesses wishing to locate in the regional center area, and
6. Establish or invest in lending institutions such as community bank.

On September 15, 2008, USCIS issued a request for evidence (RFE). On December 5, 2008, a response to the RFE was received which satisfactorily supplied the requested evidence. The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using the Washington State Input-Output Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A revised sample Subscription Agreement;

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates American Life, Inc. Regional Center (ALIRC-Seattle) to now also include the BINMIC as part of the existing Regional Center within the Immigrant Investor Pilot Program. The expansion also includes additional industry focus areas to also include the following six (6) investment opportunities.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the ALIRC-Seattle business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following addition industry focus areas to also include the following six (6) investment opportunities in addition to previously approved industry clusters:

1. Commercial/industrial development, including hospitality, retail, industrial, flex, office and transportation facilities,
2. Public/private arrangements with governmental agencies, non-profits, or other entities to develop civic/public facilities and infrastructure,
3. Renovation of functionally obsolete buildings preserving historic features, where appropriate, within a modern facility,
4. residential developments with or without ground floor retail, including apartments and condominiums,
5. Provide capital, loans or investment to businesses wishing to locate in the regional center area, and
6. Establish or invest in lending institutions such as community bank.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then another amendment would be required to add that cluster.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the ALIRC-Seattle

(TEA) as determined by the State of Washington on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the ALIRC-Seattle area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved ALIRC-Seattle proposal and its indirect job creation model and multipliers contained within the final approved ALIRC-Seattle application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the ALIRC-Seattle, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the ALIRC-Seattle, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this applicable letter for the ALIRC-Seattle approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE UNYRC REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;

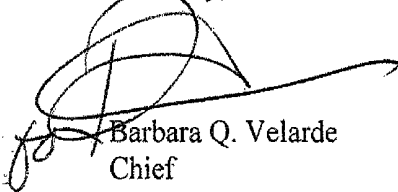
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
- 7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the ALIRC-Seattle expansion approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



U.S. Department of Justice
Immigration and Naturalization Service

HQ 204.27-C

425 I Street NW,
Washington, DC 20536

Mr. Henry Liebman
The Golden Rainbow Freedom Fund
720 Olive Way, Suite 1300
Seattle, WA 98101

FEB - 5 1996

RE: Application for Designation as a Regional Center for the
Golden Rainbow Freedom Fund

Dear Mr. Liebman:

Pursuant to Section 610 of the Appropriations Act of 1993, the Golden Rainbow Freedom Fund (GRFF) has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service (Service) for new commercial enterprises located within the GRFF's project to develop an air cargo and manufacturing facility in Jackson County, Oregon.

Alien entrepreneurs who file petitions for commercial enterprises located within the GRFF project site must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition may contain evidence that the investment indirectly created or will create ten new jobs, using economically or statistically valid methodologies.

The designation by the Service of GRFF as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the Nebraska service center.

If you have any questions concerning GRFF's designation under the Immigrant Investor Pilot Program, please contact Michael Straus at (202) 514-3228.

Sincerely,

for Thomas Cook

Michael L. Aytes
Acting Assistant Commissioner
Adjudications



Immigration and Naturalization Service

HQ 70/5.5-C

425 I Street NW.
Washington, DC 20536

OCT 25 1996

Mr. Henry Liebman
The Golden Rainbow Freedom Fund
18034 13th NW
Seattle, WA 98177

RE: Application for Designation as a Regional Center for the
Gateway Freedom Fund

Dear Mr. Liebman:

Pursuant to Section 610 of the Appropriations Act of 1993, the Gateway Freedom Fund has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service (Service) for new commercial enterprises located within the City of Seattle Neighborhood Reinvestment Area in Seattle, Washington. I note that this office previously approved a regional center designation for the Golden Rainbow Freedom Fund to develop an air cargo and manufacturing facility in Jackson County, Oregon. Per your request, we acknowledge that the Golden Rainbow Freedom Fund uses the name Gateway Freedom Fund (GFF) in Japan. The GFF regional center now encompasses both the air cargo and manufacturing facility in Jackson County, Oregon and the City of Seattle Neighborhood Reinvestment Area.

Alien entrepreneurs who file petitions for commercial enterprises located within the GFF project sites must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition may contain evidence that the investment indirectly created or will create ten new jobs, using economically or statistically valid methodologies as described in 8 CFR 204.6(j)(4)(iii).

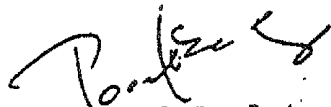
The designation by the Service of GFF as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the Nebraska Service Center.

Page 1

Mr. Henry Liebman

If you have any questions concerning GFF's designation under the Immigrant Investor Pilot Program, please contact Michael Straus or Katherine Lorr at (202) 514-5014.

Sincerely,



Michael L. Aytes
Assistant Commissioner
Benefits Division



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8-C

FILE COPY

FEB 04 2009

AL3100621

Alireza Mahdavi
CEO and President
American Logistics International, LLC
24700 S. Main Street
Carson, CA 90745

Application: Request for Designation as a Regional Center
Applicants: Alireza Mahdavi
Proposed Enterprise: American Logistics [International] Regional Center (AL-RC)

RE: Designation of the American Logistics [International] Regional Center (AL-RC) as a Regional Center under the Immigrant Investor Pilot Program

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on March 3, 2008, American Logistics International, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Logistics [International] Regional Center (AL-RC), with a geographic area focusing on South Central Los Angeles, CA with an emphasis on the cities of Carson, Compton, parts of the Cities of Lynwood and Long Beach, the Wilmington area of the City of Los Angeles, and the Willowbrook, West Compton, East Compton and Rancho Dominguez communities in unincorporated areas of Los Angeles County. The AL-RC for EB-5 Immigrant Investor purposes sought to focus investment in the following three (3) business activities:

1. Advanced logistic operations,
2. U.S. Customs bonded warehouse services, and
3. U.S. Customs approved Centralized Examination Station.

On September 18, 2008, USCIS issued a request for evidence (RFE). On December 17, 2008, a response to the RFE was received which satisfactorily supplied the requested evidence and expanded the business activities to six (6). For EB-5 Immigrant Investor purposes AL-RC sought to focus investment in the following three (3) additional business activities:

1. Management of Companies,
2. Transportation and Warehousing, and
3. Administrative and Waste Management Companies.

The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using RIMS II prepared by a professional economic analysis firm;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- Regional Center Area and Census Tract Maps;
- Articles of Organization;
- A sample Confidential Private Placement Memorandum;
- A sample Limited Liability Partnership Agreement;
- A sample Subscription Agreement;
- A Pro Forma Money Laundering Suspicious Client/Matter Report Form; and
- A Marketing/Promotional Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates AL-RC as a Regional Center within the Immigrant Investor Pilot Program. AL-RC shall have a geographic scope focusing on South Central Los Angeles, CA with an emphasis on the cities of Carson, Compton, parts of the Cities of Lynwood and Long Beach, the Wilmington area of the City of Los Angeles, and the Willowbrook, West Compton, East Compton and Rancho Dominguez communities in unincorporated areas of Los Angeles County.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the AL-RC business plan and job creation analysis and multipliers is to direct immigrant investor capital into the following six (6) commercial activities:

1. Advanced logistic operations,
2. U.S. Customs bonded warehouse services,
3. U.S. Customs approved Centralized Examination Station,
4. Management of Companies,
5. Transportation and Warehousing, and
6. Administrative and Waste Management Companies.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the AL-RC area.

The geographic focus of this area contains potential High Unemployment Targeted Employment Areas (TEAs) to be determined by the State of California on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the AL-RC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved AL-RC proposal and its indirect job creation model and multipliers contained within the final approved AL-RC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the AL-RC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the AL-RC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the AL-RC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE AMERICAN LOGISTICS [INTERNATIONAL] REGIONAL CENTER (AL-RC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;

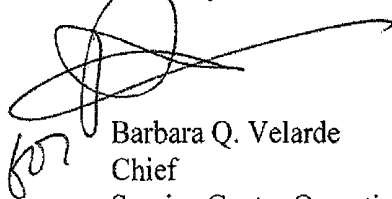
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the AL-RC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to be "Barbara Q. Velarde", written over a circular stamp or seal.

Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File

OFFICIAL
FILE COPY



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

APR 30 2008

Mr. David M. Morris, Esq.
Mr. Stephen K. Fischel, Esq.
Ms. Angel Brunner
EB5 America
1806 11th Street, NW
Washington, DC 20001

EB5 America – DC Regional Center (DCRC)

Re: USCIS Approval of the Proposal of EB5 America - DC Regional Center (DCRC) seeking designation as a Regional Center under the Immigrant Investor Pilot Program.

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, the application of EB5 America - DC Regional Center (DCRC) for designation by U.S. Citizenship and Immigration Services (USCIS) as a Regional Center to participate in the Immigrant Investor Pilot Program is approved. This approval and designation is for the DCRC whose contiguous geographic area encompasses the legal boundaries of the District of Columbia.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

Based on the review and analysis of the material provided in support of the amended request for the DCRC designation, USCIS approves and designates the DCRC as a regional center to operate as part of the Immigrant Investor Pilot Program. This designation encompasses the business plan, job creation model and multipliers for the DCRC reflecting that the projects in the DCRC business plan promote economic growth related to a job creating enterprise by the infusion of capital invested through the DCRC from immigrant investors.

In accepting the regional center designation proposal, USCIS has updated its records to reflect the DCRC's approval and designation, business plan, and job creation model and multipliers which provide for immigrant investor capital in the following two overlapping commercial enterprise target industry activities:

petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the DCRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) qualified employees whose positions have been created as a result of the alien's investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with the DCRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and any applicable approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that the capital investment by an individual alien investor of at least \$1,000,000 (non-TEA) or \$500,000 (TEA), into a commercial enterprise within the geographic area of the DCRC

will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.

4. A legally executed copy of the :

- a. Memorandum of Understanding (MOU) between EB-5 America - DC Regional Center and the respective EB-America Limited Partnership Fund;
- b. Confidential Offering Memorandum that was provided to the alien investor;
- c. Partnership Agreement;
- d. Subscription Agreement;
- e. Investment and Partnership Agreement;
- f. DCRC Marketing and Consulting Agreement;
- g. The Escrow Agreement and instructions for the irrevocable escrow of the immigrant investor's Capital
- h. A separate Escrow Agreement and instructions for any fees to be paid by the immigrant investor separate and apart from the capital to be invested; and
- i. A completed, signed and dated Confidential Investor Suitability Questionnaire for the petitioning immigrant investor through the DCRC.

The approval and designation by USCIS of the DCRC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the USCIS Texas Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE DCRC REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year², commencing with the current year as follows:

² A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. The principal official and point of contact of the DCRC responsible for the normal operation, management and administration of the regional center.
2. How the DCRC is administering its regional center and is actively engaged in supporting a due diligence screening of its immigrant investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How the DCRC is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by immigrant investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into job creating commercial enterprises throughout the DCRC's geographic area of focus as a Regional Center.
4. The name, date of birth, and alien registration number (if no A-number then USCIS receipt number) of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
7. The categories and/or sub-sectors of business activity within the geographic scope of your regional center that have received the immigrant investors' capital, and in what amount.
8. The names and locations of each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital.
9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.³
10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
14. If applicable, the total aggregate number of "preserved" jobs by EB-5 immigrant investors for troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
15. If for any given Federal Fiscal Year your regional center does not have investors to report (either immigrant or domestic investors), then provide an explanation for the inactivity

³ A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

along with a specific plan which details timelines and steps to actively promote your regional center program and recruit legitimate and viable immigrant investors.

16. Notification to USCIS within 30 days following any change of address or material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.
17. The total aggregate of EB-5 alien capital invested through your regional center and aggregate total of all jobs created (whether direct or indirect) for each Federal Fiscal Year.

If you have any questions concerning the DCRC Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Barbara Q. Velarde
Chief
Service Center Operations

cc:

 Official File
AHASKELL 3/24/08





**U.S. Citizenship
and Immigration
Services**

MAY 23 2011

DATE:

David M. Morris, Managing Member
DC Regional Center, LLC
1806 11th Street, NW
Washington, DC 20001

Application: Request to Amend Designation as a Regional Center
Applicant(s): David M. Morris

Re: EBS America – DC Regional Center, LLC
RCW1100550142 (formerly W09004120)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 10, 2008, the EB5 America – DC Regional Center (“DCRC”) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request submitted on December 27, 2010, the DC Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to expand the geographic region and industry sector of its regional center, as follows:

To expand the scope of the Regional Center to include Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia, and to include the new industry sectors as outlined below in this decision.

Based on its review and analysis of the proposal, USCIS approves the request.

GEOGRAPHIC AREA:

The EB5 America – DC Regional Center (DCRC) shall have a geographic scope which includes the areas of Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an I-924 amendment application would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien’s initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis and the subsequent amendments to the Regional Center Proposal, the Regional Center will engage in the following economic activities: construction, transportation, assembly, retail sales, marketing, casino operation, maintenance and the provision of healthcare.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 7 target industry economic clusters:

- | | |
|---|---------------|
| 1. Port Improvements & Expansion | NAICS 488 |
| 2. Retail Space (including restaurants) | NAICS 44 - 45 |
| 3. Hotels | NAICS 721 |
| 4. Professional Office Space | NAICS 531 |
| 5. Medical Offices & Laboratories | NAICS 621 |
| 6. Industrial/Warehouse Manufacturing | NAICS 31 - 33 |
| 7. Fuel Processing Plant & Renewable Fuel Power Plant | NAICS 22 |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the

alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Memorandum of Understanding (dated April 11, 2010)
 - b. Subscription Agreement (sample/draft December 27, 2010)
 - c. Partnership Agreement (sample/draft December 27, 2010)
 - d. Escrow Agreement (sample/draft December 27, 2010)

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, operating agreements, advisory opinions, etc.

Capital Investment Plan for the Seagirt Marine Terminal "Berth IV" Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Seagirt Marine Terminal "Berth IV" Project** as an approved Capital Investment Project for the EB5 America - DC Regional Center. The project plan is to construct a new commercial enterprise and create jobs in and around the regional center. This project approval will allow the 80 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment Project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



U.S. Citizenship
and Immigration
Services

DATE: MAY 23 2011

David M. Morris, Managing Member
Angel Brunner, Managing Member
DC Regional Center, LLC
1806 11th Street, NW
Washington, DC 20001

Application: Request to Amend Designation as a Regional Center
Applicant(s): David M. Morris and Angel Brunner

Re: EB5 America – DC Regional Center, LLC
RCW1100550142/ID1031910144/(formerly W09004120)

"Corrected Copy"

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 10, 2008, the EB5 America – DC Regional Center ("DCRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request submitted on December 27, 2010, the DC Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to expand the geographic region and industry sector of its regional center, as follows:

To expand the scope of the Regional Center to include Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia, and to include the new industry sectors as outlined below in this decision.

Based on its review and analysis of the proposal, USCIS approves the request.

GEOGRAPHIC AREA:

The EB5 America – DC Regional Center (DCRC) shall have a geographic scope which includes the areas of Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an I-924 amendment application would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of

filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis and the subsequent amendments to the Regional Center Proposal, the Regional Center will engage in the following economic activities: construction, transportation, assembly, retail sales, maintenance and the provision of healthcare.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 7 target industry economic clusters:

- | | |
|---|---------------|
| 1. Port Improvements & Expansion | NAICS 488 |
| 2. Retail Space (including restaurants) | NAICS 44 - 45 |
| 3. Hotels | NAICS 721 |
| 4. Professional Office Space | NAICS 531 |
| 5. Medical Offices & Laboratories | NAICS 621 |
| 6. Industrial/Warehouse Manufacturing | NAICS 31 - 33 |
| 7. Fuel Processing Plant & Renewable Fuel Power Plant | NAICS 22 |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly

supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Memorandum of Understanding (dated April 11, 2010)
 - b. Subscription Agreement (sample/draft December 27, 2010)
 - c. Partnership Agreement (sample/draft December 27, 2010)
 - d. Escrow Agreement (sample/draft December 27, 2010)

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, operating agreements, advisory opinions, etc.

Capital Investment Plan for the Seagirt Marine Terminal "Berth IV" Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Seagirt Marine Terminal "Berth IV" Project** as an approved Capital Investment Project for the EB5 America - DC Regional Center. The project plan is to construct a new commercial enterprise and create jobs in and around the regional center. This project approval will allow the 80 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment Project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JAN 13 2012**

American Opportunity Regional Center, LLC
c/o: Rafael Mendible, Managing Principal
6205 Blue Lagoon Dr., Suite 130
Miami, FL 33126

Application: Request for Designation as a Regional Center
Applicant: Rafael Mendible

Re: American Opportunity Regional Center, LLC
RCW1034850133/ID1034850133/Formerly W09004080

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 22, 2010, American Opportunity Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Opportunity Regional Center, LLC.

USCIS hereby designates American Opportunity Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

American Opportunity Regional Center, LLC shall have a geographic scope which includes the three counties of Miami-Dade, Broward, and Palm Beach within the State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on a "hypothetical" business plan. As depicted in the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loan to 3rd party.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic category:

1. NAICS 721110 Hotels (Except Casino Hotels) and Motels

Note: If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual I-526 petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area (TEA), the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in the Immigration and Nationality Act 203(b)(5), Title 8 Code of Federal Regulations (8 CFR) 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on a "hypothetical" business plan which utilizes the IMPLAN input/output model to establish indirect job creation. A review of the IMPLAN input/output model shows that this economic analysis is reasonable based on the hypothetical business plan.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

Additionally, it should be noted that the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the IMPLAN input/output model that derived job creation estimates based on multipliers rooted in direct employment at the hotel. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved a detailed business plan which was supported by the IMPLAN input/output model that derived job creation estimates based on multipliers rooted in direct employment at the hotel, would need to be supported by evidence showing the direct employees at the hotel.

If changes are made to the economic model, at the time USCIS reviews the alien investor's I-829 petition, USCIS will review the evidence to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Subscription Agreement (Sample submitted September 1, 2011)
 - b. Escrow Agreement (Sample submitted September 1, 2011)
 - c. Private Placement Memorandum (Sample submitted September 1, 2011)
 - d. Limited Partnership Agreement of
990 Hotel Investors, LLC (Draft dated August 31, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: David Derrico, Esq.



**U.S. Citizenship
and Immigration
Services**

January 20, 2011

Global Law Group
c/o Linda Lau, Esq.
350 S. Figueroa St. Suite 760
Los Angeles, CA 90071

Application: Request to Amend Designation as a Regional Center
Applicant: Ronald Darling

Re: American Redevelopment Regional Center (Amendment)
File No: RCW1033650024 (Formerly W09002980)

Pursuant to Section 610 of the Appropriations Act of 1993, on June 23, 2009, the American Redevelopment Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On November 3, 2010, the Mr. Ronald Darling submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Redevelopment Regional Center (ARRC) as follows:

1. To undertake commercial activities in all areas of the regional center boundary in addition to the redevelopment areas.
2. To utilize a loan structure in addition to the approved equity investment structure which may be used for future ARRC investments.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

American Redevelopment Regional Center shall have a geographic scope which includes the California counties of San Bernardino, Riverside and Los Angeles.

The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000

based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry clusters:

1. Professional Office Facilities
2. Medical Office Facilities
3. Retail/Trade
4. Food Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Operating Agreement
 - b. Private Placement Memorandum;
 - c. Subscription Agreement; and
 - d. Limited Partnership Agreement.
 - e. Escrow Agreement and Instructions.
 - f. Loan Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment.

Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment, remuneration, profit, return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;

- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
- 7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web

address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.

COPY



**U.S. Citizenship
and Immigration
Services**

June 23, 2009

Ronald Darling
Chief Executive Officer
C/O American Redevelopment Solutions, LLC
5 Hutton Centre, Suite 1050
Santa Ana, California 92707

File No. W09000140

Application: Request for Designation as a Regional Center
Applicant(s): Ronald Darling

Re: American Redevelopment Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on January 5, 2009, Ronald Darling submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the American Redevelopment Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates American Redevelopment Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The American Redevelopment Regional Center shall have a geographic scope which includes the counties of San Bernardino, Riverside and Los Angeles.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: development and management of commercial properties and retail space projects within the Regional Center's boundaries.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 4 target industry economic clusters:

1. Professional Office Facilities

2. Medical Office Facilities
3. Retail/Trade
4. Food Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Memorandum;
 - b. Subscription Agreement;
 - c. Limited Partnership Agreement and
 - d. Escrow Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

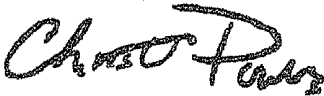
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

American Redevelopment Regional Center
Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos". The signature is fluid and cursive, with the first name "Christina" written in a larger, more prominent script than the last name "Poulos".

Christina Poulos
Director
California Service Center

cc: Linda W. Lau, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

October 22, 2009

Mr. Ron Drinkard
Alabama Center for Foreign Investment, LLC
100 North Union Street, Suite 682
Montgomery, AL 36104

File No. W09001100

Mr. Boyd Campbell
General Counsel
Alabama Center for Foreign Investment, LLC
100 North Union Street, Suite 682
Montgomery, AL 36104

Application: Request to Amend Designation as a Regional Center
Applicant(s): Ron Drinkard

Re: Alabama Center for Foreign Investment Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2007, the Alabama Center for Foreign Investment Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated May 7, 2009, Alabama Center for Foreign Investment Regional Center sought to amend its initial Regional Center designation.

Based on its review and analysis of the request to amend the previous Alabama Center for Foreign Investment Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The Alabama Center for Foreign Investment Regional Center shall extend its geographic focus to include the States of Alabama and Tennessee; the Mississippi counties of Coahoma, Tunica, Desoto, Marshall, Benton, Tippah, Alcorn, Tishomingo, Prentiss, Union, Lafayette, Panola, Quitman, Tate, Lee, Pontotoc, Itawamba, Monroe, Lowndes, Clay, Noxubee, Kemper, Lauderdale, Clarke, Jasper, Jones, Wayne, Greene, Perry, Forrest, Lamar, Pearl River, Stone, George, Jackson, Harrison, Stone, and Hancock; the Georgia counties of Polk, Bartow, Pickens, Dawson, Hall, Jackson, Oconee, Barrow, Gwinnett, Rockdale, Forsyth, Cherokee, Paulding, Cobb, Haralson, Carroll, Douglas, Fulton, DeKalb, Newton, Morgan, Walton, Putnam, Jasper, Butts, Henry, Clayton, Fayette, Coweta, Heard, Troup, Meriwether, Pike, Lamar, Monroe, Jones, Bibb, Crawford, Upson, Talbot, Harris, Muscogee, Chattahoochee, Marion, Schley, Macon, Peach, Sumter, Webster, Stewart, Quitman, and Spalding; and the Florida counties of Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Gilchrist, Levy, Columbia, Baker, Lincoln, Bradford, Alachua, Marion, Nassau, Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole and Alachua.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis and the amendment to the Regional Center Proposal, the Regional Center will engage in the following economic activities: the financing and development of projects and commercial enterprises in the five (5) target clusters of economic activity within the approved ACFI-RC's geographic area.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 5 target industry economic clusters:

1. Heavy and light manufacturing; agriculture;
2. High technology; construction;
3. Hospitality, resort and service industries (hotels, restaurants, resorts, golf courses, entertainment, and the like);
4. Schools, health care facilities, and infrastructure; and
5. Cruise line support services.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Alabama, the State of Florida, the State of Georgia, the State of Mississippi, the State of Tennessee, and rural areas as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum (version of March 2, 2007);
 - b. Escrow Agreement (revised version of March 2, 2007);
 - c. Subscription Agreement (version of March 2, 2007); and
 - d. Actual Offering Memorandum (version of March 2, 2007).

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,

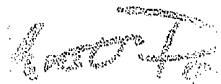
Alabama Center for Foreign Investment Regional Center

Page 6

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



U.S. Citizenship
and Immigration
Services

June 1, 2010

James DeBates
President & CEO
America's Center for Foreign Investment
150 S. Los Robles Ave., Suite 860
Pasadena, CA 91101

Application: Request to Amend Designation as a Regional Center
Applicant(s): James DeBates

Re: America's Center for Foreign Investment (ACFI) Regional Center
Hybrid Kinetic Motors Project A
W09001890

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2007, the Alabama Center for Foreign Investment Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program.

On October 22, 2009, an amendment to that designation was approved to extend its geographic focus.

On December 23, 2009, USCIS was notified of the legal name change of the Center to America's Center for Foreign Investment (ACFI) Regional Center.

In a written request dated April 13, 2010, America's Center for Foreign Investment (ACFI) Regional Center sought to amend its Regional Center designation, to add a new capital investment project, the Hybrid Kinetic Motors Project A, to the Regional Center's list of approved investment projects.

Based on its review and analysis of your proposal, USCIS hereby designates the Hybrid Kinetic Motors Project A as an approved Capital Investment Project for the America's Center for Foreign Investment (ACFI) Regional Center. This project approval will allow investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur with the appropriate fee. However, project investors who file new Forms I-526 on or after this date must also include evidence of any changes or updates to the project, such as construction status, and changes to the estimated start production date.

EMPLOYMENT CREATION

Alien entrepreneurs who file petitions for commercial enterprises located in the regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment. Rather, the investor must show at the time of removal of conditions that the enterprise performed the activities described in the Investment Plan and in the IMPLAN model on which the approved methodology is based.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the Regional Center designation, as follows:

1. A copy of this letter, approving the Hybrid Kinetic Motor Project A, as an approved Capital Investment Project.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The amended Confidential Private Placement Memorandum dated February 12, 2010 showing the IMPLAN model and economic analysis of the investment plan.
4. Evidence that as of the date of filing the I-526 that Blair County Plant is located in a Rural Area or if it is later determined that county is part of a Metropolitan Statistical Area, evidence that the manufacturing Plant is located with a high unemployment area.
5. Evidence of any changes or updates to the project.
6. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum, as amended; Dated February 12, 2010
 - b. Subscription Agreement, as amended; Submitted April 21, 2010
 - c. Limited Partnership Agreement; and Dated February 12, 2010
 - d. Escrow Agreement. Submitted April 21, 2010

Failure to submit any of the above documents may result in denial of the form I-526. If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

The amended designation by the USCIS of the Hybrid Capital Investment Project does not reflect any determination on the merits of individual petitions filed by investors under the Immigrant Investor Pilot Program. All petitions for immigrant investors who invest in the Hybrid Kinetic Motor Project A, the Capital Investment Project, will be adjudicated by the USCIS on a case-by-case basis, and each petition must be fully documented.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;

- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
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10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,

- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the approval of this Investment Plan under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: **JAN 20 2011**

Boyd Campbell
General Counsel
America's Center for Foreign Investment, LLC
RSA Union Building
100 North Union Street, Suite 682
Montgomery, AL 36104

Application: Request to Amend Designation as a Regional Center
Applicant(s): Boyd Campbell

Re: America's Center for Foreign Investment
RCW1031910261/W09002670

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2007, America's Center for Foreign Investment Regional Center (formerly Alabama Center for Foreign Investment), was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. Further, an amendment to extend the geographic scope of the regional center was approved on October 22, 2009 to include the States of Alabama and Tennessee and certain counties in the States of Georgia, Florida and Mississippi. In a written request dated October 7, 2010, America's Center for Foreign Investment Regional Center sought to amend its initial Regional Center designation as follows:

To include a capital investment project by "CP Homes (Alabama) I, LP" (the new commercial enterprise) to make a \$3,000,000 loan to the job-creating entity, "CP 1 (AL) Inc." for the funding, development and operation of a 15,700 square foot assisted living facility with support services in the City of Foley, Alabama. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of the request to amend the previous America's Center for Foreign Investment Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis and the amendment to the Regional Center Proposal, the Regional Center will engage in the following economic activities: the financing and development of projects and commercial enterprises in the five (5) target clusters of economic activity within the approved ACFI-RC's geographic area.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following five (5) target industry economic clusters:

1. Heavy and light manufacturing; agriculture;
2. High technology; construction;
3. Hospitality, resort and service industries (hotels, restaurants, resorts, golf courses, entertainment, and the like);
4. Schools, health care facilities, and infrastructure; and
5. Cruise line support services.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The America's Center for Foreign Investment Regional Center shall have a geographic scope to include the States of Alabama and Tennessee; the Mississippi counties of Coahoma, Tunica, Desoto, Marshall, Benton, Tippah, Alcorn, Tishomingo, Prentiss, Union, Lafayette, Panola, Quitman, Tate, Lee, Pontotoc, Itawamba, Monroe, Lowndes, Clay, Noxubee, Kemper, Lauderdale, Clarke, Jasper, Jones, Wayne, Greene, Perry, Forrest, Lamar, Pearl River, Stone, George, Jackson, Harrison, Stone, and Hancock; the Georgia counties of Polk, Bartow, Pickens, Dawson, Hall, Jackson, Oconee, Barrow, Gwinnett, Rockdale, Forsyth, Cherokee, Paulding, Cobb, Haralson, Carroll, Douglas, Fulton, DeKalb, Newton, Morgan, Walton, Putnam, Jasper, Butts, Henry, Clayton, Fayette, Coweta, Heard, Troup, Meriwether, Pike, Lamar, Monroe, Jones, Bibb, Crawford, Upson, Talbot, Harris, Muscogee, Chattahoochee, Marion, Schley, Macon, Peach, Sumter, Webster, Stewart, Quitman, and Spalding; and the Florida counties of Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Gilchrist, Levy, Columbia, Baker, Lincoln, Bradford, Alachua, Marion, Nassau, Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole and Alachua.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by State of Alabama, the State of Florida, the State of Georgia, the State of Mississippi, the State of Tennessee, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the project (consisting of a new assisted living facility in City of Foley, Alabama), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Information Memorandum Samples/Drafts dated March 2, 2007
 - b. Subscription Agreement Samples/Drafts dated March 2, 2007
 - c. Actual Offering Memorandum Samples/Drafts dated March 2, 2007
 - d. Limited Partnership Agreement Samples/Drafts dated October 7, 2010
 - e. Private Placement Memorandum Samples/Drafts dated October 7, 2010
 - f. Escrow Agreement Samples/Drafts dated October 7, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

America's Center for Foreign Investment Regional Center/RCW1031910261/W09002670

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Brandon Meyer, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **OCT 14 2011**

Boyd Campbell
General Counsel
America's Center for Foreign Investment, LLC
RSA Union Building
100 North Union Street, Suite 682
Montgomery, AL 36104

Application: Request to Amend Designation as a Regional Center
Applicant(s): Boyd Campbell

Re: America's Center for Foreign Investment, LLC
RCW1107450178/ID1031910090

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2007, America's Center for Foreign Investment (formerly Alabama Center for Foreign Investment) was approved and designated as a regional center to participate in the Immigrant Investor Program.

On March 15, 2011, Boyd Campbell submitted a Form I-924 Application seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of America's Center for Foreign Investment as follows:

1. To include adding capital investment projects by CP Homes 2 (Alabama) LP, CP Homes 3 (Alabama) LP, CP Homes 4 (Alabama) LP, CP Homes 5 (Alabama) LP, CP Homes 6 (Alabama) LP, CP Homes 7 (Alabama) LP, CP Homes 8 (Alabama) LP and CP Homes 9 (Alabama) LP (the new commercial enterprises) to make a \$3,000,000 loan to the job-creating entity. "Each of the nine new projects will operate in exactly the same manner as CP 1 (AL) Inc." for the funding, development and operation of a 15,700 square foot assisted living facility with support services. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

On October 22, 2009, USCIS approved a proposed amendment to ACFI submitted on May 7, 2009. The approved amendment extended its geographic focus to include the States of Alabama and Tennessee; the Mississippi counties of Coahoma, Tunica, Desoto, Marshall, Benton, Tippah, Alcorn, Tishomingo, Prentiss, Union, Lafayette, Panola, Quitman Tate, Lee, Pontotoc, Itawamba, Monroe, Lowndes, Clay, Noxubee, Kemper,

Lauderdale, Clarke, Jasper, Jones, Wayne, Greene, Perry, Forest, Lamar, Pearl River, Stone, George, Jackson, Harrison and Hancock; the Georgia counties of Polk, Bartow, Pickens, Dawson, Hall, Jackson, Oconee, Barrow, Gwinnett, Rockdale, Forsyth, Cherokee, Paulding, Cobb, Haralson, Carroll, Douglas, Fulton, DeKalb, Newton, Morgan, Walton, Putnam, Jasper, Butts, Henry, Clayton, Fayette, Coweta, Heard, Troup, Meriwether, Pike, Lamar, Monroe, Jones, Bibb, Crawford, Upson, Talbot, Harris, Muscogee, Chattahoochee, Marion, Schley, Macon, Peach, Sumter, Webster, Stewart, Quitman and Spalding; and the Florida counties of Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Gilchrist, Levy, Columbia, Baker, Lincoln, Bradford, Alachua, Marion, Nassau, Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole and Alachua.

On December 23, 2009, USCIS was notified of the legal name change of the Regional Center from Alabama Center for Foreign Investment to America's Center for Foreign Investment (ACFI).

On June 1, 2010, USCIS approved a proposed amendment to ACFI submitted on April 21, 2010. The approved amendment added Hybrid Kinetic Project A as a new capital investment project.

On January 20, 2011, USCIS approved a proposed amendment to ACFI submitted on October 7, 2010. The approved amendment has updated its records of the approved Regional Center, designation and business plan relative to the investment: I-526 Exemplar Filing for CP 1(AL) Inc. This project approval will allow investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Entrepreneur, with the appropriate fee.

GEOGRAPHIC AREA:

The America's Center for Foreign Investment, LLC shall have a geographic scope which includes the states of Alabama and Tennessee and certain counties in the states of Georgia, Florida and Mississippi as specified in the amendment approved January 20, 2011.

The America's Center for Foreign Investment Regional Center shall have a geographic scope to include the States of Alabama and Tennessee; the Mississippi counties of Coahoma, Tunica, Desoto, Marshall, Benton, Tippah, Alcorn, Tishomingo, Prentiss, Union, Lafayette, Panola, Quitman, Tate, Lee, Pontotoc, Itawamba, Monroe, Lowndes, Clay, Noxubee, Kemper, Lauderdale, Clarke, Jasper, Jones, Wayne, Greene, Perry, Forrest, Lamar, Pearl River, Stone, George, Jackson, Harrison, Stone, and Hancock; the Georgia counties of Polk, Bartow, Pickens, Dawson, Hall, Jackson, Oconee, Barrow, Gwinnett, Rockdale, Forsyth, Cherokee, Paulding, Cobb, Haralson, Carroll, Douglas, Fulton, DeKalb, Newton, Morgan, Walton, Putnam, Jasper, Butts, Henry, Clayton, Fayette, Coweta, Heard, Troup, Meriwether, Pike, Lamar, Monroe, Jones, Bibb, Crawford, Upson, Talbot, Harris, Muscogee, Chattahoochee, Marion, Schley, Macon, Peach, Sumter, Webster, Stewart, Quitman, and Spalding; and the Florida counties of Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Gilchrist, Levy, Columbia, Baker, Lincoln, Bradford, Alachua, Marion, Nassau, Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole and Alachua.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, the economic analysis and the amendment to the Regional Center Proposal, the Regional Center will engage in the following economic activity: the financing and development of projects and commercial enterprises in the eleven (11) target clusters of the economic activity within the approved "ACFI-RC's" geographic area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following eleven (11) target industry economic clusters:

1. Manufacturing – NAICS 31
2. Wood Product Manufacturing – NAICS 321
3. Primary Metal Manufacturing – NAICS 331
4. Agriculture – NAICS 11
5. Construction – NAICS 23
6. Hospitality – NAICS 72
7. Schools – NAICS 61
8. Health Care – NAICS 62
9. Cruise Line Support Services – NAICS 48
10. Utilities – NAICS 22
11. Heavy and Civil Engineering Construction – NAICS 237

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Note that in all cases, each alien investor must maintain or create at least ten jobs as a result of his or her capital investment.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for

projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum
 - b. Subscription Agreement
 - c. Actual Offering Memorandum
 - d. Limited Partnership Agreement
 - e. Private Placement Memorandum
 - f. Escrow Agreement

Samples/Drafts dated March 2, 2007
Samples/Drafts dated March 2, 2007
Samples/Drafts dated March 2, 2007
Samples/Drafts dated October 7, 2010
Samples/Drafts dated October 7, 2010
Samples/Drafts dated October 7, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will

result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Brandon Meyer, Esq.



U.S. Citizenship
and Immigration
Services

Date: **OCT 14 2011**

Boyd Campbell
General Counsel
America's Center for Foreign Investment, LLC
RSA Union Building
100 North Union Street, Suite 682
Montgomery, AL 36104

Application: Request to Amend Designation as a Regional Center
Applicant(s): Boyd Campbell

Re: America's Center for Foreign Investment, LLC
RCW1115150220/ID1031910090

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2007, America's Center for Foreign Investment (formerly Alabama Center for Foreign Investment) was approved and designated as a regional center to participate in the Immigrant Investor Program.

On May 31, 2011, Boyd Campbell submitted a Form I-924 Application seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of America's Center for Foreign Investment as follows:

1. To include adding capital investment projects by CP Homes 10 (Alabama) LP, CP Homes 11 LP Alabama, CP Homes 12 (Alabama) LP, CP Homes 13 (Alabama) LP, CP Homes 14 (Alabama) LP, and CP Homes 15 (Alabama) LP, (the new commercial enterprises) to make a \$3,000,000 loan to the job-creating entity. "Each of the nine new projects will operate in exactly the same manner as CP 1 (AL) Inc." for the funding, development and operation of a 15,700 square foot assisted living facility with support services. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

On October 22, 2009, USCIS approved a proposed amendment to ACFI submitted on May 7, 2009. The approved amendment extended its geographic focus to include the States of Alabama and Tennessee; the Mississippi counties of Coahoma, Tunica, Desoto, Marshall, Benton, Tippah, Alcorn, Tishomingo, Prentiss, Union, Lafayette, Panola, Quitman Tate, Lee, Pontotoc, Itawamba, Monroe, Lowndes, Clay, Noxubee, Kemper,

Lauderdale, Clarke, Jasper, Jones Wayne, Greene, Perry, Forest, Lamar, Pearl River, Stone, George, Jackson, Harrison and Hancock; the Georgia counties of Polk, Bartow, Pickens, Dawson, Hall, Jackson, Oconee, Barrow, Gwinnett, Rockdale, Forsyth, Cherokee, Paulding, Cobb, Haralson, Carroll, Douglas, Fulton, DeKalb, Newton, Morgan, Walton, Putnam, Jasper, Butts, Henry, Clayton, Fayette, Coweta, Heard, Troup, Meriwether, Pike, Lamar, Monroe, Jones, Bibb, Crawford, Upson, Talbot, Harris, Muscogee, Chattahoochee, Marion, Schley, Macon, Peach, Sumter, Webster, Stewart, Quitman and Spalding; and the Florida counties of Escambia, Santa Rosa Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Gilchrist, Levy, Columbia, Baker, Lincoln, Bradford, Alachua, Marion, Nassau, Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole and Alachua.

On December 23, 2009, USCIS was notified of the legal name change of the Regional Center from Alabama Center for Foreign Investment to America's Center for Foreign Investment (ACFI).

On June 1, 2010, USCIS approved a proposed amendment to ACFI submitted on April 21, 2010. The approved amendment added Hybrid Kinetic Project A as a new capital investment project.

On January 20, 2011, USCIS approved a proposed amendment to ACFI submitted on October 7, 2010. The approved amendment has updated its records of the approved Regional Center, designation and business plan relative to the investment: I-526 Exemplar Filing for CP 1(AL) Inc. This project approval will allow investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Entrepreneur, with the appropriate fee.

GEOGRAPHIC AREA:

The America's Center for Foreign Investment, LLC shall have a geographic scope which includes the States of Alabama and Tennessee and certain counties in the States of Georgia, Florida and Mississippi as specified in the amendment approved January 20, 2011.

The America's Center for Foreign Investment Regional Center shall have a geographic scope to include the States of Alabama and Tennessee; the Mississippi counties of Coahoma, Tunica, Desoto, Marshall, Benton, Tippah, Alcorn, Tishomingo, Prentiss, Union, Lafayette, Panola, Quitman, Tate, Lee, Pontotoc, Itawamba, Monroe, Lowndes, Clay, Noxubee, Kemper, Lauderdale, Clarke, Jasper, Jones, Wayne, Greene, Perry, Forrest, Lamar, Pearl River, Stone, George, Jackson, Harrison, Stone, and Hancock; the Georgia counties of Polk, Bartow, Pickens, Dawson, Hall, Jackson, Oconee, Barrow, Gwinnett, Rockdale, Forsyth, Cherokee, Paulding, Cobb, Haralson, Carroll, Douglas, Fulton, DeKalb, Newton, Morgan, Walton, Putnam, Jasper, Butts, Henry, Clayton, Fayette, Coweta, Heard, Troup, Meriwether, Pike, Lamar, Monroe, Jones, Bibb, Crawford, Upson, Talbot, Harris, Muscogee, Chattahoochee, Marion, Schley, Macon, Peach, Sumter, Webster, Stewart, Quitman, and Spalding; and the Florida counties of Escambia, Santa Rosa, Okaloosa, Walton, Holmes, Washington, Bay, Jackson, Calhoun, Gulf, Liberty, Franklin, Gadsden, Leon, Wakulla, Jefferson, Madison, Taylor, Hamilton, Suwannee, Lafayette, Dixie, Gilchrist, Levy, Columbia, Baker, Lincoln, Bradford, Alachua, Marion, Nassau, Duval, Clay, St. Johns, Putnam, Flagler, Volusia, Seminole and Alachua.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, the economic analysis and the amendment to the Regional Center Proposal, the Regional Center will engage in the following economic activity: the financing and development of projects and commercial enterprises in the eleven (11) target clusters of the economic activity within the approved "ACFI-RC's" geographic area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following eleven (11) target industry economic clusters:

1. Manufacturing – NAICS 31
2. Wood Product Manufacturing – NAICS 321
3. Primary Metal Manufacturing – NAICS 331
4. Agriculture – NAICS 11
5. Construction – NAICS 23
6. Hospitality – NAICS 72
7. Schools – NAICS 61
8. Health Care – NAICS 62
9. Cruise Line Support Services – NAICS 48
10. Utilities – NAICS 22
11. Heavy and Civil Engineering Construction – NAICS 237

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. In addition, the entity must qualify as a "troubled business" at the time of the filing of each investor's Form I-526 petition.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for

projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum
 - b. Subscription Agreement
 - c. Actual Offering Memorandum
 - d. Limited Partnership Agreement
 - e. Private Placement Memorandum
 - f. Escrow Agreement

Samples/Drafts dated March 2, 2007
Samples/Drafts dated March 2, 2007
Samples/Drafts dated March 2, 2007
Samples/Drafts dated October 7, 2010
Samples/Drafts dated October 7, 2010
Samples/Drafts dated October 7, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will

result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Brandon Meyer, Esq.

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

JUN 11 2007

Mr. Ron Drinkard
Director
Alabama Center for Foreign Investment, L.L.C.
100 North Union Street, Suite 682
Montgomery, AL 36104

Mr. Boyd Campbell
General Counsel
Alabama Center for Foreign Investment, L.L.C.
100 North Union Street, Suite 682
Montgomery, AL 36104

Re: Alabama Center for Foreign Investment Regional Center

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, the Alabama Center for Foreign Investment (ACFI) application for designation by U.S. Citizenship and Immigration Services (USCIS) as a Regional Center to participate in the Immigrant Investor Pilot Program is approved. This approval and designation is for the ACFI Regional Center (ACFI-RC) whose contiguous geographic area encompasses the State of Alabama.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The new commercial enterprise investment focus of the ACFI-RC will concentrate within its geographic area on the following five (5) targeted clusters of economic activity:

1. Heavy and light manufacturing; agriculture;
2. High technology; construction;
3. Hospitality, resort and service industries (hotels, restaurants, resorts, golf courses, entertainment, and the like);
4. Schools, health care facilities, and infrastructure; and
5. Cruise line support services.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into the financing and development of projects and commercial enterprises in the above cited five (5) target clusters of economic activity within the approved ACFI-RC's geographic area.

The statewide geographic focus of the ACFI-RC is comprised of both small urban and rural areas, as well as those census tracts within the following larger urban and metropolitan areas with a population in excess of 20,000 which have been designated as a Targeted Employment Area (TEA) by the Alabama Department of Economic and Community Affairs as defined in 8 CFR 204.6(e).

- Birmingham (Population: 231,483)
- Montgomery (Population: 200,127)
- Mobile (Population: 191,544)
- Huntsville (Population: 166,313)
- Tuscaloosa (Population: 81,358)
- Hoover (Population: 67,469)
- Dothan (Population: 62,713)
- Decatur (Population: 54,909)
- Auburn (Population: 49,928)
- Gadsden (Population: 37,405)
- Florence (Population: 36,480)
- Madison (Population: 35,893)
- Vestavia Hills (Population: 31,022)
- Prattville (Population: 30,043)
- Phenix City (Population: 29,460)
- Bessemer (Population: 28,641)
- Prichard (Population: 27,963)
- Alabaster (Population: 27,517)
- Homewood (Population: 23,963)
- Opelika (Population: 23,804)
- Anniston (Population: 23,741)
- Enterprise (Population: 22,892)
- Northport (Population: 21,216)
- Mountain Brook (Population: 20,821)

Therefore, the minimum capital contribution threshold for any individual immigrant investment through the ACFI-RC into a new commercial enterprise located in a designated Rural Area or TEA within the ACFI-RC geographic area shall be not less than \$500,000. Investments made into enterprises whose principal location and place of business is in a non-TEA within one of

the above cited large urban or metropolitan areas shall be not less than one-million dollars (\$1,000,000).

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the ACFI-RC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis which is contained as part of the approved ACFI-RC proposal and its indirect job creation model and multipliers contained within the final approved ACFI-RC application package.

However, where job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the ACFI-RC, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the ACFI-RC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.
- For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the ACFI-RC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) qualified employees whose positions have been created as a result of the alien's investment. Such evidence would include copies of quarterly state employment tax reports,

Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with the ACFI-RC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and any applicable approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the initial and/or applicable amended regional center economic analysis which has been approved by USCIS in its final version, which reflects that investment by an individual alien investor of at least \$500,000 into a commercial enterprise in a targeted economic cluster (or \$1,000,000 into an enterprise located in a Non-Rural or Targeted Employment Area) within the geographic area of the ACFI-RC will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A copy of the Advisory Agreement the ACFI-RC the Alabama Partnership created to finance a new commercial enterprise through the ACFI-RC that is legally binding.
5. A copy of the actual confidential information memorandum.
6. A copy of the actual offering memorandum provided to the alien investor.
7. A copy of the subscription agreement for a limited partnership unit which is legally binding on the petitioner and constitutes the agreement between the limited partnership and the alien investor.
8. A copy of the escrow agreement and instructions which is legally binding on the petitioner and the ACFI-RC.

The approval and designation by USCIS of the ACFI-RC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the USCIS Texas Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE ACFI REGIONAL CENTER:

The regulations at 8 CFR 204.6(m)(6) require that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales, improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request year to date for each Federal Fiscal Year¹, commencing with the current year as follows:

1. The principal official and point of contact of the ACFI-RC responsible for the normal operation, management and administration of the regional center.
2. How the ACFI-RC is administering its regional center and is actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How the ACFI-RC is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the State of Alabama.
4. The name, date of birth, and alien registration number of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
7. The categories of business activity within the geographic boundaries of your regional center that have received the alien investors capital, and in what amount
8. The names and locations of the each job creating commercial enterprise located within the geographic boundaries of your regional center that has received alien investor capital.
9. The amounts of alien investor capital and the amounts of other domestic capital that has been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.²

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

² A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

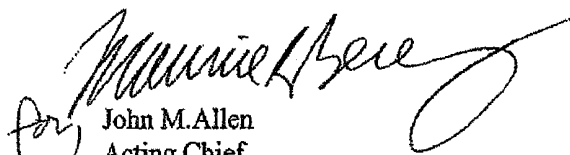
Alabama Center for Foreign Investment Regional Center

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10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
14. If applicable, the total aggregate of "preserved" jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
15. If for any given Federal Fiscal Year your regional center does not have investors to report, then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program, and recruit legitimate and viable alien investors.
16. Notification to USCIS within 30 days of the occurrence any material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.
17. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year.

If you have any questions concerning the ACFI Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program at (202)272-8410.

Sincerely,


for John M. Allen
Acting Chief
Service Center Operations



**U.S. Citizenship
and Immigration
Services**

June 25, 2009

Albert R. Hopkins, Jr.
C/O Anacostia Holding Company, Inc.
Anacostia Regional Center
1800 Martin Luther King Avenue SE
Washington, D.C. 20020

File No. W09000430

Application: Request for Designation as a Regional Center
Applicant(s): Albert R. Hopkins, Jr.

Re: Anacostia Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 31, 2009, Albert R. Hopkins, Jr. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Anacostia Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Anacostia Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Anacostia Regional Center shall have a geographic scope which includes Wards 7 and 8 of Washington, D.C.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: equity investment in diversified projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 9 target industry economic clusters:

1. Building and Facilities Services
2. Warehousing and Storage

3. Fitness and Recreational Sports Centers
4. Home Healthcare Services
5. Dry Cleaning and Laundry
6. Retail Operations
7. Car Washes
8. Day Care Centers
9. Courier and Messenger Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the District of Columbia as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum;
 - b. Limited Partnership Agreement;
 - c. Operating Agreement;
 - d. Subscription Agreement; and
 - e. Escrow Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

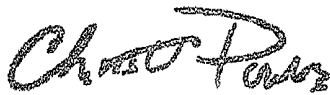
Anacostia Regional Center

Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Urminder S. Aulakh, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JAN 23 2012**

Shahzad Q. Qadri, Esq.
RE: Arizona Alternative Energy Center, LLC
2340 130th Ave. NE, D-150
Bellevue, WA 98005

Application: Request for Designation as a Regional Center
Applicant(s): Michael Bauer

Re: Arizona Alternative Energy Center, LLC
RCW1113750204/ID1113750204

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on May 17, 2011, Michael Bauer, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Arizona Alternative Energy Center, LLC (AAEC) as a Regional Center.

USCIS hereby designates AAEC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The AAEC shall have a geographic scope which includes Maricopa County, Arizona.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on a "hypothetical" business plan. As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Loans to 3rd party enterprises that will construct and operate Power related structures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic category:

NAICS 237130 Power and Communication Line and Related Structures Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in Title 8 Code of Federal Regulations (8 CFR) 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of the individual alien investor's Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and Nationality Act, 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on a "hypothetical" business plan which utilizes the IMPLAN to establish indirect job creation. A review of the IMPLAN model shows that this economic analysis is reasonable based on the hypothetical business plan.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

Additionally, it should be noted that the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the IMPLAN model that derived the job creation estimates. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies, as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions should be based on the I-526 petition approval which provided a detailed business plan which was supported by an economic analysis based on reasonable methodologies.

If changes are made to the economic model at the time that USCIS reviews the alien investor's I-829 petition, USCIS will review the I-829 petition to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Summary of the Offering
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.
 - d. Operating Agreement
 - e. Escrow Agreement

Draft dated November 20, 2011
Draft dated November 20, 2011
Draft dated November 20, 2011
Draft dated January 06, 2011
Draft submitted on May 17, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of a Form I-924A Supplement by each regional center that remains designated for participation in the pilot program as of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

October 30, 2009

Sachin U Patel
The Atlanta EB-5 Regional Center
2411 Watermark Suite A
Decatur, GA 30033

W09000220

Application: Request for Designation as a Regional Center
Applicant(s): Sachin U Patel

Re: Atlanta EB-5 Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on February 20, 2009, Sachin U Patel submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Atlanta EB-5 Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Atlanta EB-5 Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Atlanta EB-5 Regional Center shall have a geographic scope which includes the 28 counties of the Atlanta Metropolitan Statistical Area: Barrow, Bartow, Butts, Carroll, Cherokee, Clayton, Cobb, Coweta, Dawson, De Kalb, Douglas, Fayette, Forsyth, Fulton, Gwinnett, Haralson, Heard, Henry, Jasper, Lamar, Meriwether, Newton, Paulding, Pickens, Pike, Rockdale, Spalding, and Walton.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Real estate construction, renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following target industry economic clusters:

1. Hospitality including hotels and restaurants;
2. Construction of Medical Facilities including Medical Office Buildings; and
3. Construction of Assisted Living facilities.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Georgia, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien's subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Subscription Agreement; Draft submitted June 11, 2009
 - b. Limited Partnership Agreement; Draft submitted February 9, 2009
 - c. Escrow Agreement; Draft submitted February 9, 2009
 - d. Operating Agreement; and Draft submitted February 9, 2009
 - e. Risk Factors List Draft submitted February 9, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

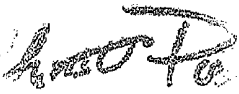
Atlanta EB-5 Regional Center/W09000220

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- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

Cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

June 23, 2009

Brendan Heafey
Vice President
C/O Bay Area Regional Center, LLC
38 Webster Street, Second Floor
Oakland, California 94607

File No. W09000600

Application: Request for Designation as a Regional Center
Applicant(s): Brendan Heafey

Re: Bay Area Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on April 13, 2009, Brendan Heafey submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Bay Area Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Bay Area Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Bay Area Regional Center shall have a geographic scope which includes the counties of Alameda, Contra Costa, San Francisco, San Mateo and Solano.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: real estate investment and development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 7 target industry economic clusters:

1. Office Buildings
2. Hotels

3. Retail Space, including Restaurants
4. Public Sector and Non-Profit Buildings
5. Medical Care Clinics
6. Support Services and Capital Infrastructure for Transportation Services
7. Small Business Financing Company

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Offering Memorandum;
 - b. Subscription Agreement;
 - c. Limited Partnership Agreement; and
 - d. Operating Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

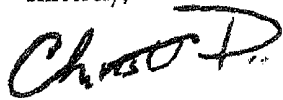
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

Bay Area Regional Center
Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Linda W. Lau, Esq.



U.S. Citizenship
and Immigration
Services

January 28, 2010

Luciana Zamith Fischer
C/O BirchLEAF Global, LLC
BirchLEAF Miami 31, LLC Regional Center
100 S.E. 2nd Street, Suite 2330
Miami, Florida 33131

File No. W09001060

Application: Request for Designation as a Regional Center
Applicant(s): Luciana Zamith Fischer

Re: BirchLEAF Miami 31, LLC Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on October 5, 2009, Luciana Zamith Fischer submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the BirchLEAF Miami 31, LLC Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates BirchLEAF Miami 31, LLC Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The BirchLEAF Miami 31, LLC Regional Center shall have a geographic scope which includes only census tract 31 of Miami, Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the IMPLAN econometric model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: to finance and construct Phase I of the University of Miami Life Science Park, a real estate development project.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following three (3) target industry economic clusters:

1. Manufacturing
2. Professional Scientific and Technical Services
3. Accommodation & Food Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the geographic focus of this area is within a High Unemployment Targeted Area (TEA) as designated by the State of Florida. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment remains in a qualified TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

Note that for aliens requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center approval and designation.

1. A copy of this letter, the Regional Center narrative proposal and business plan.
2. A copy of the USCIS approved Regional Center designation, the following:
 - a. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Offering Memorandum (version of October 6, 2009);
 - b. Subscription Agreement (version of October 6, 2009);
 - c. Limited Partnership Agreement (version of October 6, 2009); and
 - d. Escrow Agreement (version of October 6, 2009).

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such that you monitor all investment activities under the sponsorship of your Regional Center and to maintain records and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal

Fiscal Year to date made through your Regional Center.

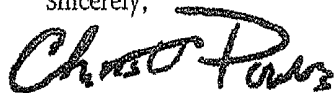
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

BirchLEAF Miami Leaf 31 LLC, Regional Center

Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos". The signature is stylized with a large, sweeping "C" and a distinct "P".

Christina Poulos

Director

California Service Center

U.S. Department of Homeland Security
Office of Service Center Operations
20 Massachusetts Avenue, NW, MS 2060
Washington, DC 20529-2060



**U.S. Citizenship
and Immigration
Services**

HQSCOPS 70/6.2.8-C

FILE COPY

FEB 04 2009

AL3100621

Messrs. Sudit, Liebman, Reich and Lasky
Members
Greater Niagara Development Group, LLC
300 Delaware Ave.
Buffalo, NY 14202

Application: Request for Designation as a Regional Center
Applicants: Moises Sudit, Henry Liebman, William Reich and Elliot Lasky
Proposed Enterprise: Buffalo Regional Center

RE: Designation of the Buffalo Regional Center (BRC) as a Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on March 17, 2008, Greater Niagara Development Group, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Buffalo Regional Center (BRC), with a geographic area focusing on the Buffalo-Niagara Metropolitan Statistical Area comprised of Erie and Niagara counties in upstate New York. The BRC for EB-5 Immigrant Investor purposes sought to focus investment in the following business activity:

1. Renovating existing structures for commercial use.

On September 12, 2008, USCIS issued a Request for Evidence (RFE). On December 17, 2008, a response to the RFE was received which satisfactorily supplied the requested evidence and expanded the business activities to two (2). The BRC for EB-5 Immigrant Investor purposes BRC sought to focus investment in the following two (2) business activities:

1. Renovating existing structures for commercial use, and
2. Building new structures for commercial use.

The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using IMPLAN prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- Buffalo-Niagara Metropolitan Statistical Area and Census Tract Maps;
- A sample Offering Circular;
- Articles of Organization;
- A sample Limited Liability Partnership Agreement;
- A sample Subscription Agreement;
- A revised sample Subscription Agreement; and
- A Marketing/Promotional Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates BRC as a Regional Center within the Immigrant Investor Pilot Program. BRC shall have a geographic scope which includes the Buffalo-Niagara Metropolitan Statistical Area comprised of Erie and Niagara counties in upstate New York.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the BRC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial investment activities:

1. Renovating existing structures for commercial use, and
2. Building new structures for commercial use.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the BRC area. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEAs) to be determined by the State of New York on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the BRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved BRC proposal and its indirect job creation model and multipliers contained within the final approved BRC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the BRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the BRC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the BRC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved:
 - a. Offering Circular or equivalent;
 - b. Subscription Agreement; and
 - c. Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE BUFFALO REGIONAL CENTER (BRC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.

- ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the BRC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations



cc: Official File



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Mr. Richard Spencer
President, Spencer Enterprises
4974 East Clinton, Suite 200
Fresno, CA 93727

MAR 19 2007

Ms. Susan Spencer
President
California Consortium for Agricultural Export
700 South Flower Street, Suite 1100
Los Angeles, CA 90017

Ms. Kelly Spencer
Director of Marketing and Investor Relations
California Consortium for Agricultural Export
700 South Flower Street, Suite 1100
Los Angeles, CA 90017

Re: California Consortium for Agricultural Export (CCAE) Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on February 27, 2002, the California Consortium for Agricultural Export (CCAE) was approved and designated as a regional center by the former Immigration and Naturalization Service for the purpose of attracting immigrant investor capital into the nine-county region of Central California known as the San Joaquin Valley. CCAE's originally approved regional center application focused on the following eight commercial agriculture and business activities:

1. Almond growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
2. Pistachio growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
3. Walnut growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
4. Wine or table grape growing, harvesting, processing, wine making, warehousing, and sales to both domestic and overseas buyers.
5. Citrus growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.

6. Plum growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
7. Peach growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
8. Agricultural fertilizer and nutrient manufacturing, marketing and shipping.

On November 8, 2006, CCAE requested approval to amend its business plan and refine its job creation multipliers to encompass a ninth area for immigrant investment through CCAE, that being investment into the California Manufacturing and Engineering Company (C-MEC) engaged in the design, engineering, manufacture and sale of scissor lift and telehandler aerial work platforms. In support of its amendment request, CCAE noted that C-MEC meets the definition for a "troubled business," i.e. a business that for the past 1-2 year period has sustained a loss in net worth equal to 20% or more. As a troubled business C-MEC could qualify for job credits both in preserving and sustaining the pre-investment level of direct full time jobs and credit for any new jobs created which subsequently result from the planned total investment of \$24.5 million to be contributed by as many as 49 immigrant investors.

In addition to the financial and accounting evidence supporting C-MEC as a troubled business, CCAE submitted the following additional evidence in support of its requested amendment:

- A Job Creation Analysis and Econometric Model prepared by a professional economist;
- A revised business plan reflecting the timing, scale and planned use within C-MEC of the alien investor capital;
- A proposed Private Placement Memorandum (PPM) and an Operating Agreement, both reflecting revisions/changes based on USCIS review comments to ensure full compliance with the applicable EB-5 regulations at 8 CFR 204.6 and USCIS precedent decisions;
- Proposed escrow instructions to the financial institution designated to serve as the escrow agent for each immigrant investor's irrevocable escrow account regarding disbursement of the investor's contributed capital; and
- The business model for capitalization from as many as 49 immigrant investors and \$24.5 million in aggregate immigrant investor funds into C-MEC.

Based on its review and analysis of the November 8, 2007, request to amend the previous CCAE Regional Center designation, USCIS approves this amendment to the regional center designation, business plan and job creation multipliers for the CCAE Regional Center reflecting the addition of C-MEC by which the CCAE business plan projects stabilization and growth into a job creating enterprise by the infusion of capital invested through the CCAE Regional Center from immigrant investors. In accepting the amendment, USCIS has updated its records of CCAE's Regional Center approval and designation, business plan, and job creation multipliers to encompass these amendments to provide for immigrant investor capital into the following nine commercial enterprise activities:

1. Almond growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
2. Pistachio growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
3. Walnut growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
4. Wine or table grape growing, harvesting, processing, wine making, warehousing, and sales to both domestic and overseas buyers.
5. Citrus growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
6. Plum growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
7. Peach growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
8. Agricultural fertilizer and nutrient manufacturing, marketing and shipping.
9. The California Manufacturing and Engineering Company's Design, Engineering, Manufacture and Marketing of aerial work platforms (scissor lifts and telehandlers).

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the CCAE regional center area comprised of the nine contiguous counties known as the San Joaquin Valley, made up by the following individual counties in Central California: Fresno, Madera, Tulare, Kings, Kern, Mariposa, Merced, Stanislaus and San Joaquin. The geographic focus of this area is comprised of both rural areas and certain urban areas which have been designated as a Targeted Employment Area (TEA) by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the CCAE Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the CCAE regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of the USCIS' acceptance of the economic analysis which is contained as part of the USCIS-approved CCAE Regional Center's initially approved proposal and its expanded indirect job creation analysis within the approved CCAE amendment.

However, where preservation or creation of "direct jobs" are claimed in support of an immigrant investor's individual I-526 petition affiliated with the CCAE Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within C-MEC as a "troubled business" as defined by the regulations at Part

204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees for the 1 to 2 years prior to filing the petition whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in C-MEC preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed C-MEC business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs. /

Each individual petition, in order to demonstrate that it is associated with the CCAE Regional Center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

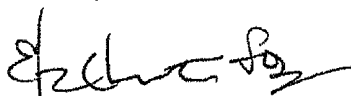
1. A copy of this letter for the amended approval and designation.
2. A copy of the approved regional center narrative proposal, business plan, and the approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in both the initial and amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a commercial agricultural or aerial work platform manufacturing enterprise within the geographic area of the amended CCAE Regional Center will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. the Private Placement Memorandum;
 - b. the C-MEC Operating Agreement; and
 - c. the escrow instructions

The reaffirmation by USCIS of the designation of the CCAE as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

California Consortium for Agricultural Export
Page 5

If you have any questions concerning the CCAE Regional Center amendment approval and reaffirmation of your designation under the Immigrant Investor Pilot Program, please contact Maurice Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program.

Sincerely,

A handwritten signature in black ink, appearing to read "John M. Allen", with a stylized flourish at the end.

John M. Allen
Acting Chief
Service Center Operations



U.S. Department of Justice
Immigration and Naturalization Service

IIQ 70/6.1.3-C

425 I Street NW
Washington, DC 20536

FEB 27 2002

California Consortium for Agricultural Export
C/o Spencer Enterprises Inc.
4974 East Clinton, Suite 200
Fresno, CA 93727

Dear Sirs:

Pursuant to Section 610 of the Appropriations Act of 1993, the California Consortium for Agricultural Export (CCAIE) has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service (Service) for new commercial enterprises located within the CCAIE project area which is the nine counties known as the San Joaquin Valley, comprised of the following individual counties in Central California: Fresno, Madera, Tulare, Kings, Kern, Mariposa, Merced, Stanislaus and San Joaquin.

Alien entrepreneurs who file petitions for commercial enterprises located in the CCAIE project area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition must contain evidence that the investment will create full-time positions, either directly or indirectly, for not fewer than ten persons, using economically or statistically valid methodologies as described in 8 CFR 204.6(j)(4)(ii), through revenues generated from increased exports, improved regional productivity, job creation, or increased domestic capital investment resulting from the pilot program.

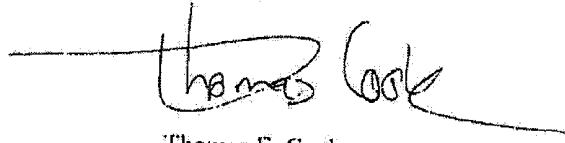
The designation by the Service of the CCAIE as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

Page 2

California Consortium for Agricultural Export
c/o Spencer Enterprises, Inc.

If you have any questions concerning the CCAE's designation under the Immigrant Investor Pilot Program, please contact Maurice Berez, Assistant Director, Business and Trade Services, Adjudications Division, at (202) 616-7862.

Sincerely,

A handwritten signature in dark ink, appearing to read "Thomas Cook", with a long horizontal line extending to the right.

Thomas E. Cook
Acting Assistant Commissioner
Adjudications

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Mr. Richard Spencer
President, Spencer Enterprises
4974 East Clinton, Suite 200
Fresno, CA 93727

MAR 19 2007

Ms. Susan Spencer
President
California Consortium for Agricultural Export
700 South Flower Street, Suite 1100
Los Angeles, CA 90017

Ms. Kelly Spencer
Director of Marketing and Investor Relations
California Consortium for Agricultural Export
700 South Flower Street, Suite 1100
Los Angeles, CA 90017

Re: California Consortium for Agricultural Export (CCAE) Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on February 27, 2002, the California Consortium for Agricultural Export (CCAE) was approved and designated as a regional center by the former Immigration and Naturalization Service for the purpose of attracting immigrant investor capital into the nine-county region of Central California known as the San Joaquin Valley. CCAE's originally approved regional center application focused on the following eight commercial agriculture and business activities:

1. Almond growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
2. Pistachio growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
3. Walnut growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
4. Wine or table grape growing, harvesting, processing, wine making, warehousing, and sales to both domestic and overseas buyers.
5. Citrus growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.

6. Plum growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
7. Peach growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
8. Agricultural fertilizer and nutrient manufacturing, marketing and shipping.

On November 8, 2006, CCAE requested approval to amend its business plan and refine its job creation multipliers to encompass a ninth area for immigrant investment through CCAE, that being investment into the California Manufacturing and Engineering Company (C-MEC) engaged in the design, engineering, manufacture and sale of scissor lift and telehandler aerial work platforms. In support of its amendment request, CCAE noted that C-MEC meets the definition for a "troubled business," i.e. a business that for the past 1-2 year period has sustained a loss in net worth equal to 20% or more. As a troubled business C-MEC could qualify for job credits both in preserving and sustaining the pre-investment level of direct full time jobs and credit for any new jobs created which subsequently result from the planned total investment of \$24.5 million to be contributed by as many as 49 immigrant investors.

In addition to the financial and accounting evidence supporting C-MEC as a troubled business, CCAE submitted the following additional evidence in support of its requested amendment:

- A Job Creation Analysis and Econometric Model prepared by a professional economist;
- A revised business plan reflecting the timing, scale and planned use within C-MEC of the alien investor capital;
- A proposed Private Placement Memorandum (PPM) and an Operating Agreement, both reflecting revisions/changes based on USCIS review comments to ensure full compliance with the applicable EB-5 regulations at 8 CFR 204.6 and USCIS precedent decisions;
- Proposed escrow instructions to the financial institution designated to serve as the escrow agent for each immigrant investor's irrevocable escrow account regarding disbursement of the investor's contributed capital; and
- The business model for capitalization from as many as 49 immigrant investors and \$24.5 million in aggregate immigrant investor funds into C-MEC.

Based on its review and analysis of the November 8, 2007, request to amend the previous CCAE Regional Center designation, USCIS approves this amendment to the regional center designation, business plan and job creation multipliers for the CCAE Regional Center reflecting the addition of C-MEC by which the CCAE business plan projects stabilization and growth into a job creating enterprise by the infusion of capital invested through the CCAE Regional Center from immigrant investors. In accepting the amendment, USCIS has updated its records of CCAE's Regional Center approval and designation, business plan, and job creation multipliers to encompass these amendments to provide for immigrant investor capital into the following nine commercial enterprise activities:

1. Almond growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
2. Pistachio growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
3. Walnut growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
4. Wine or table grape growing, harvesting, processing, wine making, warehousing, and sales to both domestic and overseas buyers.
5. Citrus growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
6. Plum growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
7. Peach growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
8. Agricultural fertilizer and nutrient manufacturing, marketing and shipping.
9. The California Manufacturing and Engineering Company's Design, Engineering, Manufacture and Marketing of aerial work platforms (scissor lifts and telehandlers).

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the CCAE regional center area comprised of the nine contiguous counties known as the San Joaquin Valley, made up by the following individual counties in Central California: Fresno, Madera, Tulare, Kings, Kern, Mariposa, Merced, Stanislaus and San Joaquin. The geographic focus of this area is comprised of both rural areas and certain urban areas which have been designated as a Targeted Employment Area (TEA) by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the CCAE Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the CCAE regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of the USCIS' acceptance of the economic analysis which is contained as part of the USCIS-approved CCAE Regional Center's initially approved proposal and its expanded indirect job creation analysis within the approved CCAE amendment.

However, where preservation or creation of "direct jobs" are claimed in support of an immigrant investor's individual I-526 petition affiliated with the CCAE Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within C-MEC as a "troubled business" as defined by the regulations at Part

204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees for the 1 to 2 years prior to filing the petition whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in C-MEC preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed C-MEC business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.

Each individual petition, in order to demonstrate that it is associated with the CCAE Regional Center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

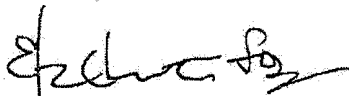
1. A copy of this letter for the amended approval and designation.
2. A copy of the approved regional center narrative proposal, business plan, and the approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in both the initial and amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a commercial agricultural or aerial work platform manufacturing enterprise within the geographic area of the amended CCAE Regional Center will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. the Private Placement Memorandum;
 - b. the C-MEC Operating Agreement; and
 - c. the escrow instructions

The reaffirmation by USCIS of the designation of the CCAE as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

California Consortium for Agricultural Export
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If you have any questions concerning the CCAE Regional Center amendment approval and reaffirmation of your designation under the Immigrant Investor Pilot Program, please contact Maurice Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program.

Sincerely,

A handwritten signature in black ink, appearing to read "John M. Allen", with a stylized flourish at the end.

John M. Allen
Acting Chief
Service Center Operations

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

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Mr. Richard Spencer
President, Spencer Enterprises
4974 East Clinton, Suite 200
Fresno, CA 93727

Ms. Susan Spencer
President
California Consortium for Agricultural Export
333 S. Grand Ave, 25th Floor
Los Angeles, CA 90071

Ms. Kelly Spencer
Director of Marketing and Investor Relations
California Consortium for Agricultural Export
333 S. Grand Ave, 25th Floor
Los Angeles, CA 90071

Re: California Consortium for Agricultural Export (CCAE) Amendment

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on February 27, 2002, the California Consortium for Agricultural Export (CCAE) was approved and designated as a regional center by the former Immigration and Naturalization Service for the purpose of attracting immigrant investor capital into the nine-county region of Central California known as the San Joaquin Valley. On March 17, 2007, the U.S. Citizenship and Immigration Services (USCIS) approved an amendment (Amendment-I) to the CCAE Regional Center (CCAER-C) business plan, indirect job creation model and multipliers, and its commercial focus to add a new commercial enterprise activity for immigrant investment through the CCAE-RC. The new approved area of enterprise activity was to enable immigrant investor capital to be also targeted for the California Manufacturing and Engineering Company (C-MEC), a troubled business engaged in the design, engineering, manufacture and sale of scissor lift and telehandler aerial work platforms. As a result of the USCIS-approved Amendment-I to the CCAE-RC, its expanded focus then covered nine (9) commercial agriculture and business activities:

1. Almond growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
2. Pistachio growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
3. Walnut growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
4. Wine or table grape growing, harvesting, processing, wine making, warehousing, and sales to both domestic and overseas buyers.
5. Citrus growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
6. Plum growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
7. Peach growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
8. Agricultural fertilizer and nutrient manufacturing, marketing and shipping.
9. California Manufacturing and Engineering Company (CMEC)) engaged in the design, engineering, manufacture and sale of scissor lift and telehandler aerial work platforms.

On October 30, 2007, the CCAE -RC requested approval of a new amendment (Amendment-II) to its business plan and refinement of its job creation model and indirect job creation multipliers to encompass a tenth area for immigrant investment, that being investment into the California Manufacturing and Engineering Company--Industrial Boom Division (CMEC-IBD) engaged in the design, engineering, manufacture and sale of articulating and telescopic boom lifts. In support of its Amendment-II request, CCAE-RC noted that CMEC-IBD is an entirely separate and new company apart from C-MEC. The new CMEC-IBD proposes to create new full time permanent direct jobs as well as indirect jobs that are projected to result from a planned total investment of \$24.5 million to be contributed by 49 immigrant investors.

In addition to the financial and accounting evidence supporting CMEC-IBD as a new commercial enterprise, CCAE submitted the following additional evidence in support of its requested amendment:

- A Job Creation Analysis and Econometric Model prepared by a professional economist;
- A revised business plan reflecting the timing, scale and planned use within CMEC-IBD of the alien investor capital;
- A proposed Private Placement Memorandum (PPM) and an Operating Agreement, both reflecting revisions/changes based on prior USCIS review comments to ensure full compliance with the applicable EB-5 regulations at 8 CFR 204.6 and USCIS precedent decisions;

- Proposed escrow instructions to the financial institution designated to serve as the escrow agent for each immigrant investor's irrevocable escrow account regarding disbursement of the investor's contributed capital; and
- The business model for capitalization from as many as 49 immigrant investors and \$24.5 million in aggregate immigrant investor funds into CMEC-IBD.

DECISION:

Based on its review and analysis of the October 30, 2007, Amendment-II of the previous CCAE-RC designation, USCIS approves Amendment-II of the CCAE-RC's designation, business plan and job creation multipliers reflecting the addition of CMEC-IBD. In accepting Amendment-II, USCIS has updated its records of the CCAE-RC approval and designation, business plan, and job creation analysis and multipliers.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The updated and expanded USCIS-approved focus of the CCAE-RC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following ten commercial enterprise activities:

1. Almond growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
2. Pistachio growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
3. Walnut growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
4. Wine or table grape growing, harvesting, processing, wine making, warehousing, and sales to both domestic and overseas buyers.
5. Citrus growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
6. Plum growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
7. Peach growing, harvesting, processing, warehousing, and sales to both domestic and overseas buyers.
8. Agricultural fertilizer and nutrient manufacturing, marketing and shipping.
9. The California Manufacturing and Engineering Company's (C-MEC) Design, Engineering, Manufacture and Marketing of aerial work platforms (scissor lifts and telehandlers). C-MEC was designated a "troubled business" in a prior amendment.
10. The California Manufacturing and Engineering Company, Industrial Boom Division (CMEC-IBD) engaged in the design, engineering, manufacture and sale of articulating and telescopic boom lifts.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the CCAE regional center area comprised of the nine contiguous counties known as the San Joaquin Valley, made up by the following individual counties in Central California: Fresno, Madera, Tulare, Kings, Kern, Mariposa, Merced, Stanislaus and San Joaquin. The geographic focus of this area is comprised of both rural areas and certain urban areas which have been designated as a Targeted Employment Area (TEA) by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into the new commercial enterprise through the CCAE Regional Center shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the CCAE area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved CCAE-RC Amendment-II and its indirect job creation model and multipliers contained within the final approved CCAE-RC application and package, as amended.

In addition, where job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the CCAE-RC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).
- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the CCAE for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

There is an important factor to be considered upon filing an alien investor's subsequent I-829 petition to remove the conditions wherein the investment through the CCAE-RC in an enterprise for

which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs. That factor that in order to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) qualified employees whose positions have been created as a result of the alien's investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the CCAE-RC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the amended approval and designation.
2. A copy of the approved regional center narrative proposal, business plan, and the approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in both the initial and amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a commercial agricultural, aerial work platform, or articulating and telescopic boom lift manufacturing enterprise within the geographic area of the amended CCAE Regional Center will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. the Private Placement Memorandum;
 - b. the CMEC or CMEC-IBD Operating Agreement; and
 - c. the escrow instructions

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE CCAE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your

administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the current year as follows:

1. The principal official and point of contact of the CCAE responsible for the normal operation, management and administration of the regional center.
2. How the CCAE is administering its regional center and is actively engaged in supporting a due diligence screening of its immigrant investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How the CCAE is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by immigrant investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into job creating commercial enterprises throughout the CCAE's geographic area of focus as a Regional Center.
4. The name, date of birth, and alien registration number (if no A-number then USCIS receipt number) of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
7. The categories and/or sub-sectors of business activity within the geographic scope of your regional center that have received the immigrant investors' capital, and in what amount.
8. The names and locations of each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital.
9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.²
10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
14. If applicable, the total aggregate number of "preserved" jobs by EB-5 immigrant investors

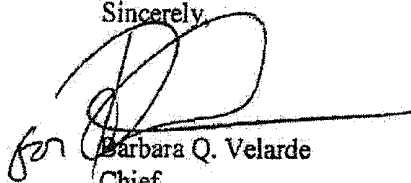
¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

² A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

- for troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
15. If for any given Federal Fiscal Year your regional center does not have investors to report (either immigrant or domestic investors), then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program and recruit legitimate and viable immigrant investors.
 16. Notification to USCIS within 30 days following any change of address or material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.
 17. The total aggregate of EB-5 alien capital invested through your regional center and aggregate total of all jobs created (whether direct or indirect) for each Federal Fiscal Year.

If you have any questions concerning the CCAE-RC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


for Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File





U.S. Citizenship
and Immigration
Services

January 20, 2010

California Energy Investment Center, LLC
Andrew Young
228 Hamilton Avenue
Palo Alto, California 94301

File No. W09001120

Application: Request to Amend Designation as a Regional Center
Applicant(s): Andrew Young

Re: California Energy Investment Center Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on August 12, 2009, the California Energy Investment Center Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated October 22, 2009, California Energy Investment Center Regional Center sought to amend its initial Regional Center designation to expand the geographic scope as follows:

1. To include the California counties of Stanislaus, Merced, Madera, San Benito, Fresno, Kings, Tulare, Kern, San Bernardino, Riverside and Imperial counties of California.

Based on its review and analysis of the request to amend the previous California Energy Investment Center Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described above. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment of the Regional Center on seven (7) areas of commercial enterprise:

1. Fuel Jetting;
2. Solar Power;
3. Biomass;
4. Wind;
5. Geothermal;
6. Water; and
7. Environmental.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: construction, manufacturing, installation, maintenance and operation of equipment and facilities with the field of energy and oil production, concentrating on developing alternative sources of energy such as solar and biofuels.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing commercial enterprises in the above cited seven (7) industry clusters located within the approved Regional Center area within the counties of Stanislaus, Merced, Madera, San Benito, Fresno, Kings, Tulare, Kern, San Bernardino, Riverside and Imperial. The geographic focus may contain some High Unemployment Targeted Areas (TEAs) as designated by the State of California and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

While both the IMPLAN and RIMS II econometric models are approved for use in demonstrating job creation, only one model may be used by an I-526 Immigrant Petition by Alien Entrepreneur investor. In cases where multiple I-526 investors invest in a single commercial entity, all the I-526 investors in that enterprise must use the same econometric model, either IMPLAN or RIMS II, and this model must be used again at the time of the filing of the I-829 Petition by Entrepreneur to Remove Conditions. In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Offering Memorandum (version of April 6, 2009);
 - b. Subscription Agreement (version of July 15, 2009);
 - c. Operating Agreement (version of April 6, 2009);
 - d. Escrow Agreement (version of April 6, 2009); and
 - e. Escrow Instructions (version of April 6, 2009).

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

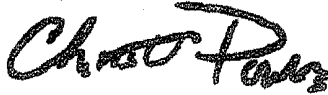
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

California Energy Investment Center, LLC

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos". The signature is stylized with a large, looped "C" and a cursive "Poulos".

Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

June 19, 2009

Dwight Nelson
C/O Lewis C. Nelson & Sons, Inc.
California Global Alliance Regional Center
3400 McCall Avenue, Suite 100
Selma, California 93662

File No. W09000480

Application: Request for Designation as a Regional Center
Applicant(s): Dwight Nelson

Re: California Global Alliance Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 6, 2009, Dwight Nelson submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Global Alliance Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates California Global Alliance Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Global Alliance Regional Center shall have a geographic scope which includes the counties of Fresno, Kern, Kings, Madera, Merced, Monterey, San Benito, San Joaquin, Stanislaus, Tulare, San Luis Obispo and Sacramento.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: real estate construction and/or renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Hotels

2. Restaurants
3. Retail Shopping Centers
4. Retail Automotive Dealerships
5. Nursing Homes and Assisted Living Facilities
6. Casinos

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum;
 - b. Escrow Agreement; and
 - c. Subscription Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity,
- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

California Global Alliance Regional Center

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- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

June 19, 2009

Dwight Nelson
C/O Lewis C. Nelson & Sons, Inc.
California Global Alliance Regional Center
3400 McCall Avenue, Suite 100
Selma, California 93662

File No. W09000480

Application: Request for Designation as a Regional Center
Applicant(s): Dwight Nelson

Re: California Global Alliance Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 6, 2009, Dwight Nelson submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Global Alliance Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates California Global Alliance Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Global Alliance Regional Center shall have a geographic scope which includes the counties of Fresno, Kern, Kings, Madera, Merced, Monterey, San Benito, San Joaquin, Stanislaus, Tulare, San Luis Obispo and Sacramento.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: real estate construction and/or renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Hotels

2. Restaurants
3. Retail Shopping Centers
4. Retail Automotive Dealerships
5. Nursing Homes and Assisted Living Facilities
6. Casinos

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum;
 - b. Escrow Agreement; and
 - c. Subscription Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

California Global Alliance Regional Center

Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

June 9, 2011

Southern California Regional Center LLC dba
California Golden Fund
Attn: Jonathan C. Curtis
865 S. Figueroa St, 35th Floor
Los Angeles, CA 90017

Application: Request for Designation as a Regional Center
Applicant: Jonathan C. Curtis, Principal

Re: Californian Golden Fund
RCW1033650021 (Formerly W09002950)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 10, 2010, Jonathan C. Curtis submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Golden Fund as a Regional Center.

USCIS hereby designates California Golden Fund (CGF) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Golden Fund shall have a geographic scope which includes the counties of Imperial, Orange, Los Angeles, Ventura, Riverside, and San Bernardino in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Real Estate Construction, renovation and management, Construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following 3 target industry economic categories:

- | | |
|----------------|--|
| 1. NAICS 721 | Accommodations |
| 2. NAICS 722 | Food Services |
| 3. NAICS 541 | Professional, Scientific and Technical Services |
| 4. NAICS 31-33 | Manufacturing, including but not limited to Ship Building and Repairing (NAICS 336611), Metal Fabrication (NAICS 3321 and 33122), Printing, (NAICS 323110) and Machine Shop (NAICS 332710) |
| 5. NAICS 44-45 | Retail Trade |
| 6. NAICS 23 | Construction, including but not limited to Highway, Street and Bridge Construction (NAICS 237310) |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the IMPLAN methodology was used.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample submitted 11-10-10)
 - b. Subscription Agreement; and (Sample submitted 11-10-10)
 - c. Limited Partnership Agreement. (Sample submitted 11-10-10)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic

capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Linda Lau, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

June 9, 2011

Southern California Regional Center LLC dba
California Golden Fund
Attn: Jonathan C. Curtis
865 S. Figueroa St, 35th Floor
Los Angeles, CA 90017

Application: Request for Designation as a Regional Center
Applicant: Jonathan C. Curtis, Principal

Re: Californian Golden Fund
RCW1033650021 (Formerly W09002950)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 10, 2010, Jonathan C. Curtis submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Golden Fund as a Regional Center.

USCIS hereby designates California Golden Fund (CGF) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Golden Fund shall have a geographic scope which includes the counties of Imperial, Orange, Los Angeles, Ventura, Riverside, and San Bernardino in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Real Estate Construction, renovation and management, Construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following 3 target industry economic categories:

- | | |
|----------------|--|
| 1. NAICS 721 | Accommodations |
| 2. NAICS 722 | Food Services |
| 3. NAICS 541 | Professional, Scientific and Technical Services |
| 4. NAICS 31-33 | Manufacturing, including but not limited to Ship Building and Repairing (NAICS 336611), Metal Fabrication (NAICS 3321 and 33122), Printing, (NAICS 323110) and Machine Shop (NAICS 332710) |
| 5. NAICS 44-45 | Retail Trade |
| 6. NAICS 23 | Construction, including but not limited to Highway, Street and Bridge Construction (NAICS 237310) |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the IMPLAN methodology was used.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample submitted 11-10-10)
 - b. Subscription Agreement; and (Sample submitted 11-10-10)
 - c. Limited Partnership Agreement. (Sample submitted 11-10-10)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic

capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

July 15, 2010

James Li
California Green Regional Center
1055 E. Colorado Blvd., 5th Floor
Pasadena, CA 91106

Application: Request for Designation as a Regional Center
Applicant(s): James Li

Re: California Green Regional Center
File no. W09001170

Pursuant to Section 610 of the Appropriations Act of 1993, on November 10, 2009, James Li. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Green Regional Center.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates California Green Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Green Regional Center shall have a geographic scope which includes the California Counties of Los Angeles, San Bernardino, Kern and Riverside.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real estate construction, renovation, company management, retail sales, administrative and support, manufacture, maintenance and repair, hotel and hospitality, food services, agriculture and education. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. NAICS 493 Warehousing and Storage.
2. NAICS 111 Crop production.
3. NAICS 311 Food manufacturing.
4. NAICS 52 Finance and Insurance.
5. NAICS 53 Real estate (except rental/property management).

- | | |
|-----------------|---|
| 6. NAICS 54 | Professional, Scientific, Technical Services. |
| 7. NAICS 55 | Company management. |
| 8. NAICS 561 | Administrative and support services. |
| 9. NAICS 611 | Educational services. |
| 10. NAICS 721 | Accommodations. |
| 11. NAICS 722 | Food Service. |
| 12. NAICS 44-45 | Retail trade (except non-store retailers). |
| 13. NAICS 713 | Amusement and recreation services. |

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; (Sample submitted 11/10/09)
 - b. Subscription Agreement; (Sample submitted 11/10/09)
 - c. Limited Partnership Agreement and (Sample submitted 11/10/09)
 - d. Escrow Instructions. (Sample submitted 11/10/09)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

California Green Regional Center/W09001170

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos", written in a cursive style.

Christina Poulos
Director, California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **SEP 08 2011**

Li Hui Lo
California Greenhouse Farm Limited Partnership
10775 Lower Azusa
El Monte, CA 91731

Application: Request for Designation as a Regional Center
Applicant(s): Li Hui Lo

Re: California Greenhouse Farm Limited Partnership
RCW1114050205

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on May 20, 2011, Li Hui Lo submitted a Form I-924 application seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Greenhouse Farm Limited Partnership.

USCIS hereby designates California Greenhouse Farm Limited Partnership as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Greenhouse Farm Limited Partnership shall have a geographic scope which includes Kern County in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: direct equity investment in agricultural development to include food crops grown under cover.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic category:

NAICS 111419 Growing Food Crops (except mushrooms) Under Glass or Protective Cover

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The methodology to establish indirect job creation for the California Greenhouse Farm Limited Partnership is IMPLAN. Where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

The employment methodology that has been established by the regional center will use crop productivity and employment pattern data for specific crop production, which is based on job creation per acreage of greenhouse crops.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Offering Memorandum; (Sample submitted May 20, 2011)
 - b. Subscription Agreement; (Sample submitted May 20, 2011)
 - c. Limited Partnership Agreement; and (Sample submitted May 20, 2011)
 - d. Escrow Agreement. (Sample submitted May 20, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must

submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending to the right.

Rosemary Langley Melville
Director
California Service Center

cc: Anna Du, Esq.



**U.S. Citizenship
and Immigration
Services**

January 7, 2010

California Investment Immigration Fund, LLC (CIIF)
Mr. Tat Chan
8484 Wilshire Blvd., Suite 220
Beverly Hills, California 90211

File No. W09000850

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tat Chan

Re: California Investment Immigration Fund Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on September 20, 3008, the California Investment Immigration Fund Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated July 23, 2009, California Investment Immigration Fund Regional Center sought to amend its initial Regional Center designation to expand the geographic scope as follows:

1. To include the California counties of Kern, Riverside, San Bernardino, and Imperial.

Based on its review and analysis of the request to amend the previous California Investment Immigration Fund Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described above. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment of the Regional Center on six (6) areas of commercial enterprise:

1. Hotel and Hospitality;
2. Retail;
3. Mixed-Use Residential;
4. Commercial and Industrial/Warehousing;
5. Restaurant and Entertainment; and
6. Assisted Living Facilities/Senior Living Facilities.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Develop, finance, manage and operate commercial enterprises and mixed-used real estate and assisted living facilities/senior living facilities.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing commercial enterprises in the above cited six (6) targeted commercial activities located within the approved Regional Center area within the counties of Los Angeles, Kern, Riverside, San Bernardino and Imperial, which have been formally designated as a targeted employment area by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (version of January 4, 2008);
 - b. Escrow Agreements (version of January 4, 2008);
 - c. Subscription Agreement (version of January 4, 2008);
 - d. Limited Partnership Agreement (version of January 4, 2008); and
 - e. Escrow Instructions (version of January 4, 2008).

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

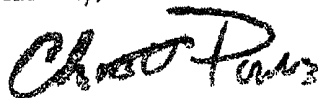
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

California Investment Immigration Fund Regional Center

Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos".

Christina Poulos
Director
California Service Center

cc: Victoria Chan, Esq.

OFFICIAL
COPY

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

APR 18 2007

Mr. Patrick F. Hogan
President
CMB Export LLC
4507 49th Avenue
Moline, Illinois 61265

Mr. Lincoln Stone, Esq.
Stone & Grzegorek LLP
800 Wilshire Boulevard, Suite 350
Los Angeles, CA 90017

Re: California Military Bases Export LLC Regional Center (CMBRC) Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on August 15, 1997, the California Military Bases Export LLC (CMB) was approved and designated as a regional center by the former Immigration and Naturalization Service for the purpose of attracting immigrant investor capital into the development area which is related to the former military bases located in the counties of Sacramento, San Bernadino and Riverside, California. CMB's originally approved regional center application focused on the rebuilding and redevelopment of following six commercial bases in Southern California and Sacramento County in Northern California:

1. George AFB
2. Norton AFB
3. March AFB
4. McClellan AFB
5. Sacramento Army Depot
6. Mather AFB

On January 10, 2007, CMB requested approval to amend its business plan and refine its economic methodology along with its job creation multipliers to encompass three new investment focuses of the CMB Regional Center. Specifically, the CMB Regional Center updates its business plan to include the improvement of infrastructure in the designated development area via direct investment into the state and local government economic development authorities charged with the redevelopment of the closed military base areas. It is CMB's intention to fully fund the development authorities' investment requests for various infrastructure projects. Additionally, the CMB Regional Center plans to improve infrastructure in the development area via direct investment into private enterprises located in the designated development area. CMB's updated submission contains an economic analysis of with refined job multipliers which indicate the potential direct, indirect and induced job creation resulting from proposed investment opportunities.

CMB submitted the following evidence in support of its requested amendment:

- An Economic Impact Analysis using the IMPLAN model prepared by a professional economist;
- A revised business plan reflecting the timing, scale and planned use within CMB of the alien investor capital;
- A proposed Limited Partnership Agreement, a proposed Subscription Agreement, and a proposed Private Placement Memorandum (PPM), all reflecting revisions/changes based on USCIS review comments to ensure full compliance with the applicable EB-5 regulations at 8 CFR 204.6 and USCIS precedent decisions;
- Proposed escrow agreement reflecting instructions to the financial institution designated to serve as the escrow agent for each immigrant investor's irrevocable escrow account regarding disbursement of the investor's contributed capital; and
- The business model for capitalization from as many as 76 immigrant investors and \$78 million in aggregate **domestic** and immigrant investor funds into CMB.

Based on its review and analysis of the January 10, 2007 request to amend the previous CMB Regional Center designation, USCIS approves this amendment to the regional center designation, business plan and job creation multipliers for the CMB Regional Center. In accepting the amendment, USCIS has updated its records of CMB's Regional Center approval and designation, business plan, and job creation multipliers to encompass these amendments to provide for immigrant investor capital into:

1. Improvement of infrastructure in the designated development area via direct investment into the state and local government economic development authorities charged with the redevelopment of the closed military base areas.
2. Improvement of infrastructure in the designated development area via direct investment into private enterprises located in the designated development area.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the CMB regional center area comprised of the former military bases located in the counties of Sacramento, San Bernadino and Riverside, California. CMB's approved regional center application continues to focus on the rebuilding and redevelopment of following six commercial bases in Southern California and Sacramento County in Northern California:

1. George AFB
2. Norton AFB
3. March AFB
4. McClellan AFB
5. Sacramento Army Depot
6. Mather AFB

The geographic focus of this area is comprised of both rural areas and certain urban areas which have been designated as a Targeted Employment Area (TEA) by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the CMB Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the CMB regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of the USCIS' acceptance of the economic analysis which is contained as part of the USCIS-approved CMB Regional Center's initially approved proposal and its expanded indirect job creation analysis within the approved CMB amendment.

However, where creation of indirect jobs is based on a multiplier rooted in or based on underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) are claimed in support of an immigrant investor's individual I-526 petition affiliated with the CMBRC, then to be credited with projected preservation or creation of any new "direct" jobs for "qualifying employees" the petition must be supported by:

- Probative evidence of the number of full time (35 hours per week) qualified employees at the point of filing the petition whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in CMB preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" at the point of filing the I-526 petition, then the petition must be supported by a comprehensive detailed CMB business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.

Each individual petition, in order to demonstrate that it is associated with the CMBRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the amended approval and updated designation.
2. A copy of the approved regional center narrative proposal, business plan, and the approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in both the initial and amended regional center economic analysis which has been approved by

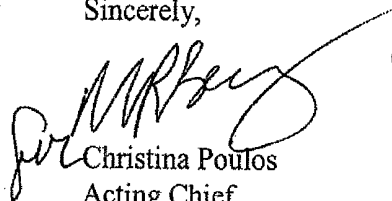
USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a commercial enterprise within the geographic area of the amended CMBRC will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.

4. A legally executed copy of:
- a. the Private Placement Memorandum;
 - b. the Limited Partnership Agreement;
 - c. the Subscription Agreement; and
 - d. the escrow agreement and instructions

The designation and reaffirmation (through this amendment approval) by the USCIS of CMB as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the USCIS California Service Center.

If you have any questions concerning the CMB Regional Center amendment approval and reaffirmation of your designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program.

Sincerely,

 4-18-07
Christina Poulos
Acting Chief
Service Center Operations

cc: Official File
PRHALE: 3/18/07



**U.S. Citizenship
and Immigration
Services**

April 22, 2010

Mr. Patrick F. Hogan, President
CMB Export, LLC
4507 49th Avenue
Moline, IL 61265

W09001470

Mr. Lincoln Stone
Stone & Grzegorek LLP
800 Wilshire Blvd., Suite 900
Los Angeles, CA 90017

Application: Request to Amend Designation as a Regional Center
Applicant: Patrick F. Hogan

Re: California Military Bases Export LLC Regional Center (CMBRC) Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on August 15, 1997, the CMB Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On April 18, 2007, an amendment to the regional center was approved. On February 22, 2010, the Mr. Patrick Hogan submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Military Bases Export LLC Regional Center (CMBRC) as follows:

1. To expand the geographic area of the regional center to include the entire State of California.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

CMB Export, LLC Regional Center shall have a geographic scope which includes the entire State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the rebuilding and redevelopment of the following six military bases in California:

1. George AFB
2. Norton AFB
3. March AFB
4. McClellan AFB
5. Sacramento Army Depot
6. Mather AFB

The geographic area of the regional center is the State of California. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. Indirect employment creation for this amendment has been established by the use of the IMPLAN model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.

- d. Escrow Agreement and Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

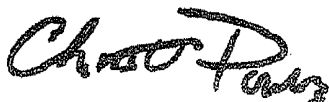
¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

June 10, 2010

Mr. Patrick F. Hogan, President
CMB Export, LLC
4507 49th Avenue
Moline, IL 61265

*Amended Notice

Mr. Lincoln Stone
Stone & Grzegorek LLP
800 Wilshire Blvd., Suite 900
Los Angeles, CA 90017

Application: Request to Amend Designation as a Regional Center
Applicant: Patrick F. Hogan
File no. W09001470

Re: California Military Bases Export LLC Regional Center (CMBRC) Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on August 15, 1997, the CMB Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On April 18, 2007, an amendment to the regional center was approved. On February 22, 2010, the Mr. Patrick Hogan submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Military Bases Export LLC Regional Center (CMBRC) as follows:

1. To expand the geographic area of the regional center to include the entire State of California.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

CMB Export, LLC Regional Center shall have a geographic scope which includes the entire State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the rebuilding and redevelopment of infrastructure with governmental and redevelopment agencies as well as private companies where a public-private partnership exists.

The geographic area of the regional center is the State of California. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. Indirect employment creation for this amendment has been established by the use of the IMPLAN model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.
 - d. Escrow Agreement and Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

EB-5/I-526 petition with USCIS.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:

- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Lincoln Stone, Esq.



U.S. Department of
Immigration and Naturalization Service

HQ 70/8.5-C

425 I Street NW
Washington, DC 20536

JUL 24 1997

Mr. Lincoln Stone
Inman, Steinberg, Nye & Stone
9720 Wilshire Boulevard - Penthouse
Beverly Hills, CA 90212

RE: Application for Designation as a Regional Center for CMB
Export LLC

Dear Mr. Stone :

Pursuant to Section 510 of the Appropriations Act of 1993, CMB Export LLC has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service (Service) for new commercial enterprises located within former military bases in the counties of Sacramento, San Bernadino and Riverside, California.

Alien entrepreneurs who file petitions for commercial enterprises located in former military bases in the referenced, designated counties must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition may contain evidence that the investment indirectly created or will create full-time positions for not fewer than ten persons, using economically or statistically valid methodologies as described in 8 CFR 204.6(j)(4)(iii), through revenues generated from increased exports resulting from the Pilot Program.

The designation by the Service of CMB Export LLC as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

Sincerely,

Michael L. Aytes
Assistant Commissioner
Benefits Division



U.S. Department of Justice
Immigration and Naturalization Service

HQ 70/B.5-C

425 I Street NW
Washington, DC 20536

AUG 15 1997

CMB Export LLC
c/o Corona Professional Center
400 S. Ramona Avenue, Suite 212AA
Corona, AC 91719

RE: Application for Designation as a Regional Center for CMB
Export LLC

Dear Sirs:

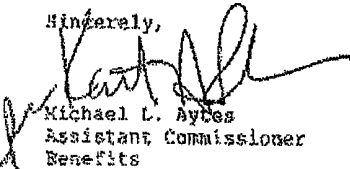
Pursuant to Section 610 of the Appropriations Act of 1993, CMB Export LLC has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service (Service) for new commercial enterprises located within the CMB Export LLC development area which is related to former military bases located in the counties of Sacramento, San Bernardino and Riverside, California.

Alien entrepreneurs who file petitions for commercial enterprises located in former military bases in the referenced, designated counties must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition may contain evidence that the investment indirectly created or will create full-time positions for not fewer than ten persons, using economically or statistically valid methodologies as described in 8 CFR 204.6(j)(4)(iii), through revenues generated from increased exports resulting from the Pilot Program.

The designation by the Service of CMB Export LLC as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning CMB Export LLC's designation under the Immigrant Investor Pilot Program, please contact Katherine Lorr at (202)514-5014.

Sincerely,


Michael L. Aytes
Assistant Commissioner
Benefits



U.S. Citizenship
and Immigration
Services

Date: OCT 12 2010

Randy Wang
California Pacific Group Regional Center, LLC
18021 Cortney Court
City of Industry, California 91748

Application: Request for Designation as a Regional Center
Applicant(s): Randy Wang

Re: California Pacific Group Regional Center
W09001690

Pursuant to Section 610 of the Appropriations Act of 1993, on April 9, 2010, Randy Wang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Pacific Group Regional Center.

Based on its review and analysis of your proposal, USCIS hereby designates California Pacific Group Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: development and loan financing of real estate projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following five (5) target industry economic clusters:

1. Retail
2. Food Service
3. Offices
4. Residential
5. Hotel & Hospitality

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The California Pacific Group Regional Center shall have a geographic scope of the California County of Los Angeles.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Piazza at Temple City (consisting of a mixed-use project that will include food service, retail spaces, and office spaces), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Offering Memorandum
 - b. Limited Partnership Agreement
 - c. Subscription Agreement

Samples/Drafts dated April 9, 2010
Samples/Drafts dated April 9, 2010
Samples/Drafts dated April 9, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;

- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

Date **SEP 08 2011**

Steve Shpilsky
C/o: California Real Estate Regional Center, LLC
13039 Ventura Blvd
Studio City, CA 91604

Application: Request for Designation as a Regional Center
Applicants: Steve Shpilsky and Michael Palmer

Re: California Real Estate Regional Center
RCW1034250070 (formerly W09003020)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 17, 2010, Michael Palmer submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Real Estate Regional Center, LLC.

USCIS hereby designates California Real Estate Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Real Estate Regional Center, LLC shall have a geographic scope which includes the following counties in the State of California: Santa Barbara, Ventura, Los Angeles, Orange, San Diego, San Bernardino, and Riverside.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following industry economic category:

1. NAICS 721110 Hotels

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

COPY

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified RIMS II input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in construction expenditures and hotel operations, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as construction expenditures and hotel operations, needs to be supported by evidence showing that the funds were expended in hard construction costs and hotel employment. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample dated July 28, 2011)
 - b. Limited Partnership Agreement (Sample dated July 28, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date **SEP 08 2011**

Steve Shpilsky
C/o: California Real Estate Regional Center, LLC
13039 Ventura Blvd
Studio City, CA 91604

Application: Request for Designation as a Regional Center
Applicants: Steve Shpilsky and Michael Palmer

Re: California Real Estate Regional Center
RCW1034250070 (formerly W09003020)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 17, 2010, Michael Palmer submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Real Estate Regional Center, LLC.

USCIS hereby designates California Real Estate Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Real Estate Regional Center, LLC shall have a geographic scope which includes the following counties in the State of California: Santa Barbara, Ventura, Los Angeles, Orange, San Diego, San Bernardino, and Riverside.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following industry economic category:

1. NAICS 721110 Hotels

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified RIMS II input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in construction expenditures and hotel operations, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as construction expenditures and hotel operations, needs to be supported by evidence showing that the funds were expended in hard construction costs and hotel employment. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample dated July 28, 2011)
 - b. Limited Partnership Agreement (Sample dated July 28, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

December 15, 2009

California Wineries & Vineyards LLC Regional Center
C/O Christina C Lau
Natural Econometric Inc.
177 Bovet Rd Suite 600
San Mateo, CA 94402

Application: Request to Amend Designation as a Regional Center
Applicants: Christina C. Lau

Re: California Wineries & Vineyards LLC Regional Center
Receipt No. W09000190

Pursuant to Section 610 of the Appropriations Act of 1993, on January 8, 2009, the California Wineries & Vineyards LLC Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated January 23, 2009, California Wineries & Vineyards LLC Regional Center sought to amend its initial Regional Center designation, to include the County of Sonoma California.

Based on its review and analysis of the request to amend the previous California Wineries & Vineyards LLC Regional Center designation, the business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as requested to incorporate the above change as described below:

GEOGRAPHIC AREA:

The California Wineries & Vineyards LLC Regional Center shall have a geographic scope which includes Napa and Sonoma Counties of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Direct equity investment into vineyards and troubled wineries.

The Regional Center for EB-5 Immigrant purposes shall focus investments into a mix of commercial enterprises, expansion of existing enterprises, & troubled businesses in the following two (2) target industry economic clusters:

1. Vineyards (Farms)
2. Wineries

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the RIMS II model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien's subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. The Offering Letter
 - b. Subscription Agreement; and
 - c. Operating Agreement

DRAFT (Sonoma Co) January 2009
& (Napa Co) May 2008
DRAFT (Sonoma Co) dated Jan 2009
& (Napa Co) May 2008
DRAFT (Sonoma Co) January 2009
& (Napa Co) May 2008

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and

- iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Michael Sears, Managing Principal
John Tung, Managing Principal
Capitol Area Regional Center
888 16th Street NW, Suite 800
Washington, DC 20006

MAR 27 2009

FILE COPY

RE: Designation as a Regional Center under the Immigrant Investor Pilot Program

Pursuant to Section 610 of the Appropriations Act of 1993, the Capitol Area Regional Center JOB Fund, LLC. (CARc JOB Fund) is designated as a regional center to participate in the Immigrant Investor Pilot Program within the geographic area as defined by the legal boundaries specified in the Regional Center Proposal, which includes the geographically contiguous greater Washington, DC area by combining several jurisdictions into a single economic area, encompassing the legal boundaries of Washington, DC, Alexandria City, VA and four adjacent surrounding counties: Montgomery and Prince Georges Counties in Maryland, and Arlington and Fairfax Counties in Virginia. The new commercial enterprise investment focus of the CARc JOB Fund Regional Center will be on four clusters of commercial real estate construction projects within the geographic area of the Regional Center. These are:

1. Mixed hotel, retail, office and residential space,
2. A soccer stadium,
3. Conference center space, and
4. Industrial space.

On March 20, 2009, CARc JOB Fund Regional Center submitted an amendment to document changed language in standard agreements used by the Regional Center in its investments. The documents have been reviewed, approved and placed in the CARc case file.

DECISION

As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment activity through the investment in new commercial enterprises in the for profit business of investing in job creating large scale commercial construction projects, within the four designated real estate construction categories cited above, located within the legal geographic boundaries of the Regional Center as defined above. Because some of the geographic areas within the defined boundaries of the CARc JOB Fund Regional Center are neither Targeted Employment Areas (TEAs) nor small urban or rural areas of less than 20,000 in population, the minimum capital investment threshold for any individual alien foreign investor into a



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Michael Sears, Managing Principal
John Tung, Managing Principal
Capitol Area Regional Center
888 16th Street NW, Suite 800
Washington, DC 20006

MAR 27 2009

FILE COPY

RE: Designation as a Regional Center under the Immigrant Investor Pilot Program

Pursuant to Section 610 of the Appropriations Act of 1993, the Capitol Area Regional Center JOB Fund, LLC. (CARc JOB Fund) is designated as a regional center to participate in the Immigrant Investor Pilot Program within the geographic area as defined by the legal boundaries specified in the Regional Center Proposal, which includes the geographically contiguous greater Washington, DC area by combining several jurisdictions into a single economic area, encompassing the legal boundaries of Washington, DC, Alexandria City, VA and four adjacent surrounding counties: Montgomery and Prince Georges Counties in Maryland, and Arlington and Fairfax Counties in Virginia. The new commercial enterprise investment focus of the CARc JOB Fund Regional Center will be on four clusters of commercial real estate construction projects within the geographic area of the Regional Center. These are:

1. Mixed hotel, retail, office and residential space,
2. A soccer stadium,
3. Conference center space, and
4. Industrial space.

On March 20, 2009, CARc JOB Fund Regional Center submitted an amendment to document changed language in standard agreements used by the Regional Center in its investments. The documents have been reviewed, approved and placed in the CARc case file.

DECISION

As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment activity through the investment in new commercial enterprises in the for profit business of investing in job creating large scale commercial construction projects, within the four designated real estate construction categories cited above, located within the legal geographic boundaries of the Regional Center as defined above. Because some of the geographic areas within the defined boundaries of the CARc JOB Fund Regional Center are neither Targeted Employment Areas (TEAs) nor small urban or rural areas of less than 20,000 in population, the minimum capital investment threshold for any individual alien foreign investor into a

new commercial enterprise through the CARc JOB Fund Regional Center shall be not less than one-million dollars in those areas, while the minimum capital investment threshold for investment in job creating enterprises located within geographic areas that have been designated as a TEA by the appropriate State or DC authorities, or are located within small urban areas of less than 20,000 in population, as defined in regulations at 8 CFR 204.6(e) shall be not less than \$500,000.

Alien entrepreneurs who file petitions for investment in a new commercial enterprise located within the geographic area of the CARc JOB Fund Regional Center, making investments in job creating real estate construction projects located within the geographic boundaries of the Regional Center as defined above, must fulfill all of the requirements set forth in 8 CFR 204.6. The only exception is that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment, because this determination has been established by way of the USCIS' acceptance of the economic analysis which is contained as part of the USCIS-approved CARc JOB Fund Regional Center proposal.

Individual petitioners who file Form I-526, Immigrant Petition by Alien Entrepreneur, and who are directly associated or affiliated with the CARc JOB Fund Regional Center must include the following supporting evidence in order for them to qualify for the "indirect" job creation benefit.

1. A copy of this letter of approval and designation. —
2. A copy of the approved regional center narrative proposal and business plan. —
3. A copy of the approved IMPLAN job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the CARc JOB Fund Regional Center proposal which has been approved by USCIS, which reflects that investment in a new commercial enterprise within the geographic area of the CARc JOB Fund Regional Center will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.
4. If claiming investment for no less than \$500,000, but less than \$1 million by the alien investor within a TEA, high unemployment area, or small urban area of less than 20,000, or a rural area, inclusion of documented evidence that the location of the job creating real estate construction project is fully located within such an area.
5. A signed legally executed and certified copy of the limited partnership agreement between the CARc JOB Fund Regional Center and alien investor.
6. On any individually filed petition affiliated with the CARc JOB Fund Regional Center, it should also provide information and evidence as to how the offering memorandum entered into by the alien investor, as contained in the I-526 petition, complies with applicable law and Security and Exchange Commission (SEC) requirements which govern such matters.

The approval and designation by USCIS of the CARc JOB Fund Regional Center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the CARc JOB Fund Regional Center business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial investment activities:

1. Mixed hotel, retail, office and residential space.
2. A soccer stadium,
3. Conference center space, and
4. Industrial space.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the CARc JOB Fund Regional Center area. The geographic focus of this area may contain High Unemployment Targeted Employment Areas (TEAs) to be determined by the District of Columbia, States of Maryland, and Virginia on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the CARc JOB Fund Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved the CARc JOB Fund Regional Center proposal and its indirect job creation model and multipliers contained within the final approved the CARc JOB Fund Regional Center application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the CARc JOB Fund Regional Center, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a

multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the CARC JOB FUND REGIONAL CENTER, in conjunction with addressing all the requirements for an individual immigrant investor petition¹, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the CARC JOB FUND REGIONAL CENTER approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Circular or equivalent;
 - b. Escrow Agreement;
 - c. Subscription Agreement; and
 - d. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE CARc JOB FUND REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and

- iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity.
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program.
 - ii. identify and recruit legitimate and viable alien investors, and

iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.

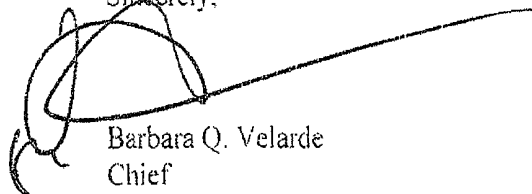
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC.
- the management and administration of the RC.
- the RC structure.
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan.
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- any change to the standard agreements previously submitted and approved for use by USCIS,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the CARc JOB Fund Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

June 26, 2009

Alan Bellew
C/O Carolina Center for Foreign Investment Regional Center, LLC
P.O. Box 2487
101 North Main St., Suite 400
Greenville, SC 29602

File No. W09000530

Application: Request to Amend Designation as a Regional Center
Applicant(s): Alan Bellew

Re: Carolina Center for Foreign Investment Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on September 18, 2008, the Carolina Center for Foreign Investment Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated March 2, 2009, Carolina Center for Foreign Investment Regional Center sought to amend its initial Regional Center designation.

Based on its review and analysis of the request to amend the previous Carolina Center for Foreign Investment Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The Carolina Center for Foreign Investment Regional Center shall extend its geographic focus to include the State of North Carolina and the State of South Carolina.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: commercial real estate investment and development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Automotive Research
2. Tourism and Hospitality
3. Technology
4. Mixed-Use: Retail, Office, Hotel and Residential
5. Manufacturing and Trade
6. Health Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of North Carolina and the State of South Carolina, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Offering Memorandum;
 - b. Escrow Agreement;
 - c. Subscription Agreement;
 - d. Limited Partnership Agreement; and
 - e. The Escrow Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

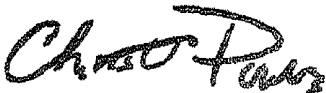
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date:

OCT 18 2010

Elizabeth Mann & Jeremy Schoenfelder
Central Arizona Regional Center, LLC
668 N. 44th Street
Phoenix, Arizona 85008

Application: Request for Designation as a Regional Center
Applicant(s): Elizabeth Mann

Re: Central Arizona Regional Center
W09001730

Pursuant to Section 610 of the Appropriations Act of 1993, on March 26, 2010, Elizabeth Mann submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Central Arizona Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Central Arizona Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: development and operation of a mixed-use commercial center.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following five (5) target industry economic clusters:

1. Retail
2. Wholesale
3. Convention
4. Distribution
5. Light Assembly

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Central Arizona Regional Center shall have a geographic scope of the Arizona Counties of Maricopa and Pinal.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Arizona and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Phoenix Mart (consisting of a mixed-use commercial center that will include space for wholesale and retail sales and distribution, offices, a convention center, restaurants, and warehouse and distribution space), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Offering Memorandum
 - b. Operating Agreement
 - c. Subscription Agreement
 - d. Escrow Agreement

Samples/Drafts dated March 26, 2010
Samples/Drafts dated March 26, 2010
Samples/Drafts dated March 26, 2010
Samples/Drafts dated March 26, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;

- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
- 7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.



U.S. Citizenship
and Immigration
Services

Date: JUL 28 2011

Linda Lau, Esq.
Global Law Group
909 El Centro Street, Suite 1
South Pasadena, CA 91030

Application: Request for Designation as a Regional Center
Applicant(s): Roger C. Hobbs

Re: Century American Regional Center
RCW10 319 10058 (formerly W09002410)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on August 26, 2010, Roger C. Hobbs submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Century American Regional Center.

USCIS hereby designates Century American Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Century American Regional Center shall have a geographic scope which includes Los Angeles, Orange, San Bernardino, Riverside and San Diego Counties within the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, Real Estate Construction, renovation and management, Construction and development of infrastructures, Securing equipment for new and existing businesses, and Paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, Restructuring & reorganizing existing businesses to create a new commercial enterprise, and expansion of existing enterprises in the following eight (8) target industry economic categories:

1. NAICS 721 Accommodation
2. NAICS 44-45 Retail Trade

- | | |
|-------------------|--|
| 3. NAICS 722 | Food Service and Drinking Places |
| 4. NAICS 23, 814 | Construction, Private Households |
| 5. NAICS 541 | Professional, Scientific, and Technical Services |
| 6. NAICS 323, 332 | Printing and Related Support Activities, Fabricated Metal Product
Manufacturing |
| 7. NAICS 337, 811 | Furniture and Related Product Manufacturing, Repair and Maintenance |
| 8. NAICS 623 | Nursing and Residential Care Facilities |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The econometric model described in the proposal is RIMS II using final demand multipliers. To calculate the direct job creation for input into the RIMS II model for each industry, the economist used two different methods. One derived from projected revenues and the other derived from estimated square footage. While these methods are acceptable for estimating job creation for Regional Center proposal purposes and for the Form I-526, Immigrant Petition by Alien Entrepreneur, purposes, the actual figures (square footage leased or

actual revenue) will need to be submitted with the Form I-829, Petition by Entrepreneur to Remove Conditions, please note that evidence regarding the leasing of the properties or the revenues generated that serve as the basis for the inputs into the job creation estimates must ultimately be provided by the immigrant investors at the time of the submission of their Form I-829 petitions to USCIS.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum; and (Sample/submitted with proposal August 26, 2010)
 - b. Subscription Agreement; and (Sample/submitted with proposal August 26, 2010)
 - c. Limited Partnership Agreement; and (Sample/submitted with proposal August 26, 2010)
 - d. Escrow Agreement (Sample/submitted with proposal August 26, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", followed by a horizontal line.

Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: OCT 12 2010

Allen W. Heise
Alco Florida Holdings, LLC
2421 Tamiami Trail
Port Charlotte, Florida 33952

Application: Request for Designation as a Regional Center
Applicant(s): Allen W. Heise

Re: Charlotte Harbour Regional Center, LLC
W09001600

Pursuant to Section 610 of the Appropriations Act of 1993, on March 18, 2010, Allen W. Heise submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Charlotte Harbour Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Charlotte Harbour Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: acquisition, construction and development of mixed-use projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following eight (8) target industry economic clusters:

1. Construction
2. Restaurant
3. Retail
4. Office Space
5. Marina
6. Sales
7. Real Estate
8. Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Charlotte Harbour Regional Center shall have a geographic scope of the Florida counties of Charlotte and Sarasota.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise. :

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other

pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Fractional Marine Club (consisting of a mixed-use project that will include a marina facility with boat slips, an area for the sale of used boats, restaurants, retail stores, office space and a major brokerage firm) is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii); as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Offering Memorandum Samples/Drafts dated March 18, 2010
 - b. Limited Partnership Agreement Samples/Drafts dated March 18, 2010
 - c. Subscription Agreement Samples/Drafts dated March 18, 2010
 - d. Operating Agreement Samples/Drafts dated March 18, 2010
 - e. Non-Disclosure Agreement Samples/Drafts dated March 18, 2010
 - f. Memorandum of Understanding Samples/Drafts dated March 18, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Anthony Korda, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.1.8-C

Henry Sharfaei
Chicagoland Foreign Investment Group, LLC
111 E. Wacker Dr., Suite 555
Chicago, IL 60601

MAR 05 2009

Application: Proposal for Designation as a Regional Center
Applicants: Henry Sharfaei
Proposed Enterprise: Chicagoland Foreign Investment Group (CFIG) Regional Center

RE: Designation as a Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on August 9, 2008, Chicagoland Foreign Investment Group, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Chicagoland Foreign Investment Group (CFIG) Regional Center, with a geographic area focusing on the Illinois Counties of Cook, DeKalb, DuPage, Grundy, Kane, Kendall, McHenry, Will, Lake, Kankakee, Boone, Winnebago, Ogle, and Stephenson. For EB-5 Immigrant Investor purposes CFIG sought to focus investment in the following business activity:

1. Accommodation,
2. Agriculture,
3. Education,
4. Health Care, and
5. Manufacturing.

On December 5, 2008, USCIS issued a Request for Evidence (RFE). On February 18, 2009, a response to the RFE was received which satisfactorily supplied the requested evidence. The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using IMPLAN prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;



- Maps;
- A sample Offering Letter;
- Articles of Organization;
- A sample Limited Liability Company Operating Agreement;
- A sample Subscription Agreement;
- A Consulting Agreement;
- An Advisory Agreement Form-LLC;
- An Escrow Agreement;
- A revised sample Escrow Agreement;
- A Marketing Agreement; and
- A Marketing/Promotional Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates CFIG as a Regional Center within the Immigrant Investor Pilot Program. CFIG shall have a geographic scope which includes the Illinois Counties of Cook, DeKalb, DuPage, Grundy, Kane, Kendall, McHenry, Will, Lake, Kankakee, Boone, Winnebago, Ogle, and Stephenson.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the CFIG business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial investment activities:

1. Accommodation,
2. Agriculture,
3. Education,
4. Health Care, and
5. Manufacturing.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the CFIG area. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEAs) to be determined by the State of Illinois on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the CFIG area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved CFIG proposal and its indirect job creation model and multipliers contained within the final approved CFIG application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the CFIG, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the CFIG, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the CFIG approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved:
 - a. Offering Circular or equivalent;
 - b. Escrow Agreement;
 - c. Subscription Agreement; and
 - d. LLC Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE CHICAGOLAND REGIONAL CENTER (CFIG):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;

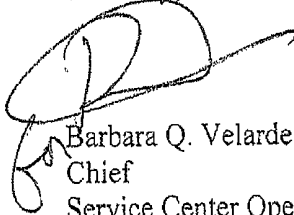
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
- 7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the CFIG approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

September 8, 2009

Karl Zavitkovsky
C/O City of Dallas Office of Economic Development
1500 Marilla Street, Room 5C South
Dallas, Texas 75201

File No. W09000080

Application: Request for Designation as a Regional Center
Applicant(s): Karl Zavitkovsky

Re: City of Dallas Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on December 3, 2008 Karl Zavitkovsky submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the City of Dallas Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request for Evidence, USCIS hereby designates City of Dallas Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The City of Dallas Regional Center shall have a geographic scope which includes the entire City of Dallas, Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: business development including equity funding/financing and loaning capital.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 12 target industry economic clusters:

1. Advanced Building Components and Systems
2. Food Manufacturing
3. Headquarters, Management and Administrative Operations

4. Instruments Manufacturing
5. Information Technology Services
6. Logistics, Trade and Commerce
7. Media, Entertainment & Amenities
8. Telecommunications
9. Transportation Equipment Manufacturing & Assembly
10. Energy, Clean Tech and Environment
11. Human Health, Education & Wellness
12. Building, Development & Infrastructure

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Texas, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum;
 - b. Operating Agreement
 - c. Subscription Agreement;
 - d. Limited Partnership Agreement;
 - e. Escrow Agreement; and
 - f. Escrow Instructions

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Elise A. Healy, Esq.



**U.S. Citizenship
and Immigration
Services**

June 14, 2011

Daniel J. Healy
City of Dallas Regional Center
900 Jackson Street, Suite 150
Dallas, TX 75202

Application: Request to Amend Designation as a Regional Center
Applicant(s): Daniel J. Healy

Re: City of Dallas Regional Center
RCW 11 007 50143

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 8, 2009, Daniel J. Healy submitted a request to amend the City of Dallas Regional Center to include a capital investment project by Civitas Zang Triangle Fund, LP who will make a term loan to a new commercial enterprise located in Dallas, Texas. USCIS hereby grants the request as described below.

GEOGRAPHIC AREA:

The City of Dallas Regional Center shall have a geographic scope which includes the entire City of Dallas, Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: business development including equity funding/financing and loaning capital.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 12 target industry economic categories:

1. NAICS 541511 Advance Building Components and Systems;
2. NAICS 311200 Food Manufacturing;
3. NAICS 551114 Headquarters Management and Administrative Operations;
4. NAICS 519190 Instruments Manufacturing;
5. NAICS 517210 Information Technology Services;
6. NAICS 444000 Logistics, Trade and Commerce;
7. NAICS 512110 Media, Entertainment & Amenities;
8. NAICS 517900 Telecommunications;

9. NAICS 333298 Transportation Equipment Manufacturing & Assembly;
10. NAICS 213111 Energy, Clean Tech and Environment;
11. NAICS 611699 Human Health, Education & Wellness and
12. NAICS 236100 Building, Development & Infrastructure.

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified RIMS II Econometric model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in estimated project construction expenditures and estimated expenditures associated with the operation and maintenance of the project once it is constructed, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on such a project within an approved I-526 petition, needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies supported by multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Offering Memorandum
 - b. Limited Partnership Agreement
 - c. Escrow Agreement (Subscription Escrow Agreement)

Draft dated January 5, 2011

Draft dated January 5, 2011

Draft submitted January 7, 2011

Capital Investment Plan for the Zang Triangle Apartment Complex

Based on its review and analysis of your proposal, USCIS hereby designates the **Zane Triangle** Project located at 1335 N. Zang Boulevard, Dallas, Texas as an approved Capital Investment Project for the City of Dallas Regional Center. Zang Triangle, LLC will develop, own and operate the project and receive \$8,000,000 in capital funding from Civitas Zang Triangle Fund, LP via Lang Partners, LLC and approximately \$23,000,000 in capital funding from KeyCorp Real Estate Capital Markets, Inc.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic

capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Elise A. Healy, Esq.



U.S. Citizenship
and Immigration
Services

August 20, 2009

Douglas R. Holmes
C/O Landmark Development Partners, LLC
6600 West Charleston Blvd., Suite 117
Las Vegas, Nevada 89146

File No. W09000050

Application: Request for Designation as a Regional Center
Applicant(s): Douglas R. Holmes

Re: Clark County Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on November 7, 2008 Douglas R. Holmes submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Clark County Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Clark County Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Clark County Regional Center shall have a geographic scope which includes all of Clark County, Nevada.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: construction and development of buildings.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 4 target industry economic clusters:

1. Light Industrial Warehouse/Space
2. Multi-Story Office Buildings
3. Retail Strip Mall Shopping Centers
4. Skilled Nursing Care Facilities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Nevada as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Memorandum;
 - b. Subscription Agreement;
 - c. Operating Agreement; and
 - d. Escrow Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
- the petition was filed,
 - was approved,
 - denied, or
 - withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
- the date(s) of investment in the commercial enterprise;
 - the amount(s) of investment in the commercial enterprise; and
 - the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- received alien investors' capital, and in what aggregate amounts;
- received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - The name and address of each "direct" job creating commercial enterprise.
 - The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

Clark County Regional Center
Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



U.S. Citizenship
and Immigration
Services

AMENDED (N/C)
COPY

January 19, 2010

A. Eddy Zai
c/o Cleveland International Fund
26050 Richmond Rd.
Bedford Heights, OH 44146

Application: Request for Designation as a Regional Center
Applicant(s): A. Eddy Zai

Re: Cleveland International Fund, LLC
W09000750

Pursuant to Section 610 of the Appropriations Act of 1993, on June 9, 2009, A. Eddy Zai submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Cleveland International Fund, LLC as a Regional Center.

Based on its review and analysis of your proposal, USCIS hereby designates, Cleveland International Fund, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Cleveland International Fund, LLC shall have a geographic scope which includes the Ohio county Cuyahoga.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Construction, development, staffing and management of medical offices, restaurants, retail, and fitness facilities.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following target industry economic clusters:

Mixed-use real estate construction
Hospitals, medical offices, and laboratories
Hotels
Restaurants

Retail and
Fitness facilities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Ohio. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Based upon the review of your proposal, the Flats East Bank Project is approved as a Capital Investment Project for your Regional Center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A Copy of this letter, Regional Center approval and designation,
2. The Flats East Bank Project Business Plan, accepted as a model on January 13, 2010. A copy of the latest Flats East Bank Plan with current timetables must be submitted with each I-526 filed.
3. Current letter from the Ohio Governor's Office designating the high unemployment areas of Cuyahoga County.
4. The Flats East Bank Project's Job Creation Analysis using the IMPLAN economic model,
5. Confidential Private Placement Offering Memorandum dated and signed, and
6. Complete Articles of Organization for Cleveland International Investment Fund, LLC, dated April 2, 2009.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required. In addition to the above documents, each I-526 entrepreneur should provide a description or update of the project's progress as of the time of filing. This Capital Investment Project may also be used as an Exemplar Investment Project for other similar projects located within in the Regional Center.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Additionally, each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

7. A legally executed copy of the USCIS approved:
 - a. Subscription Agreement, Exhibit I of the Confidential Private Offering Memorandum,
 - b. Operating Agreement, Exhibit C of the Confidential Private Offering Memorandum,
 - c. Escrow agreement Exhibit F of the Confidential Private Offering Memorandum.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements

of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address.

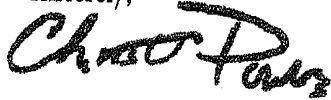
Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

Cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

December 9, 2009

Stephen S. Smith
c/o Evergreen Land Co.
2715 Hibernia Street
Dallas, TX 75204

File No. W09000150

Application: Request for Designation as a Regional Center
Applicant(s): Stephen S. Smith

Re: Colorado Intercontinental Regional Center, LLC

Pursuant to Section 610 of the Appropriations Act of 1993, on January 9, 2009, the Colorado Intercontinental Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Colorado Intercontinental Regional Center, LLC.

Based on its review and analysis of the request to designate the Colorado Intercontinental Regional Center, LLC, the business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) approves the designation of the Regional Center as described below.

GEOGRAPHIC AREA:

The Colorado Intercontinental Regional Center, LLC, shall include all of Grand, Summit, Eagle, Garfield, Pitkin, Lake, Gunnison, and Chaffee counties in Colorado.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the economic activities of administration, harvesting timber, manufacture of wood products, construction, installation, maintenance and operation of equipment and facilities in the following fields:

1. Infrastructure
2. Real estate
3. Forestry
4. Biomass based fuel

5. Tourism, Hospitality and Entertainment
6. Manufacturing
7. Residential and commercial construction

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Colorado, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

The IMPLAN economic model is approved for use in demonstrating job creation. In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Offering Memorandum; (Draft Dated April, 2009)
 - b. Escrow Agreement; (Submitted July 8, 2009)
 - c. Subscription Agreement; (Draft submitted January 9, 2009)
 - d. Limited Partnership Agreement; and (Revised; submitted July 8, 2009)
 - e. The Escrow Instructions. (Sample submitted January 9, 2009)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or

Colorado Intercontinental Regional Center, LLC

Page 6

- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

May 19, 2010

Chester P. Schwartz
Colorado Regional Center, LLC
5251 DTC Parkway, Suite 1100
Greenwood Village, CO 80111

Application: Request for Designation as a Regional Center
Applicant(s): Chester P. Schwartz, CEO

Re: Colorado Regional Center, LLC.
W09000840

Pursuant to Section 610 of the Appropriations Act of 1993, on July 20, 2009, Chester P. Schwartz submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Colorado Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request for Evidence, USCIS hereby designates Colorado Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Colorado Regional Center, LLC (CRC) shall have a geographic scope which includes the entire State of Colorado.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, businesses within the Regional Center will engage in the following economic activities: Residential construction, retail, hospitality, restaurants, bioscience research and light manufacturing.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

- | | |
|-------------------------|---|
| 1. Office Buildings: | NAICS codes 5411, 5412, 5413, 5414, 5415 and 5416 |
| 2. Hotels: | NAICS 7211 |
| 3. Light Manufacturing: | NAICS 321, 323, 332 and 337 |

- | | |
|------------------------------|---|
| 4. Residential Construction: | NAICS 2332 |
| 5. Retail Trade: | NAICS 44 and 45; Restaurants: NAICS 722 |
| 6. Bioscience Research Park: | NAICS 5417 |

Exemplar business plans have been submitted for projects in each economic cluster. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Colorado and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case the IMPLAN model was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. The Business Plan for the proposed project using guidelines from Matter of Ho, 22 I&N Dec. 206 (Assoc. Comm., 1998) and including:
 - a. An employment and hiring schedule
 - b. Evidence of building or operating permits
 - c. Information relating to loans, encumbrances, financing and closing documents
 - d. Evidence relating to ownership or control of the property
5. A legally executed (signed and dated) copy of the USCIS approved:
 - a. Private Offering Memorandum: Sample submitted July 20, 2009
 - b. Subscription Agreement: Sample submitted July 20, 2009
 - c. Operating Agreement: Sample submitted July 20, 2009
 - d. Limited Partnership Agreement: Sample submitted July 20, 2009
 - e. Escrow agreement and instructions: Sample submitted July 20, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of “new” direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of “preserved” or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center’s hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center’s basis for its most recent designation

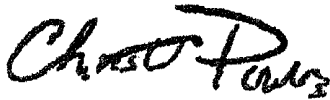
Colorado Regional Center, LLC – W09000840

Page 6

and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos".

Christina Poulos
Director
California Service Center

cc: Carolyn S. Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE: JUN 30 2011

Colorado Regional Center, LLC
c/o Rick Hayes
4643 S. Ulster Street, Suite 950
Denver, CO 80237

Application: Request to Amend Designation as a Regional Center
Applicant(s): Rick Hayes

Re: Colorado Regional Center, LLC
RCW1109750193

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on May 19, 2010, the Colorado Regional Center ("CRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request submitted on April 7, 2011, the Colorado Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to include an exemplar I-526 petition, business plan, economic impact report and other sample documents for the Solaris Residences Project, and a change in the job creation methodology.

Based on its review and analysis of the request to amend the previous Colorado Regional Center, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services ("USCIS") amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The Colorado Regional Center ("CRC") shall have a geographic scope which includes the entire State of Colorado.

The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

COPY

As depicted in the economic model, the general proposal, business plan and associated economic analysis, businesses within the Regional Center will engage in the following economic activities: Residential construction, retail, hospitality, restaurants, bioscience research and light manufacturing.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following seven (7) target industry economic categories:

- | | |
|-----------------------------|---|
| 1. Office Buildings | NAICS 5411, 5412, 5413, 5414, 5415 and 5416 |
| 2. Hotels | NAICS 7211 |
| 3. Light Manufacturing | NAICS 321, 323, 332 and 337 |
| 4. Residential Construction | NAICS 23 |
| 5. Retail Trade | NAICS 44 and 45 |
| 6. Restaurants | NAICS 722 |
| 7. Bioscience Research Park | NAICS 5417 |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then a Form I-924 amendment application would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with the projected creation of new jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2,

Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. The immigrant investor petition must also be supported by an analysis and evidence that shows that the capital investment project in the Form I-526 petition comports to the capital investment project approved in the regional center designation, that the project timelines are such that the requisite jobs will be created within a reasonable period of time, and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Information Memorandum (draft dated March 31, 2011)
 - b. Subscription Agreement (submission date April 7, 2011)
 - c. Escrow Agreement (draft dated April 4, 2011)
 - d. Management Agreement (draft dated January 15, 2011)
 - e. Loan Agreement (draft dated November 5, 2010)

Note: Each petition must also include any other evidence that is relevant to the proposed investment project, such as, licenses and permits, building contracts, feasibility studies, operating agreements, partnership agreements, promissory notes, etc.

Capital Investment Plan for the Solaris Residences Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Solaris Residences Project** as an approved Capital Investment Project for the Colorado Regional Center. The project's plans include the continuing development of a 79 unit, high-end residential condominium building and 70,000 square feet of commercial space to be located in Vail, Colorado, over a 36 month period that began in May 2009 and will continue through the end of 2012 and will create jobs in and around the regional center. The approval of this project will allow the estimated 160 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate filing fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Carolyn S. Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **DEC 08 2011**

Ignacio A. Donoso, Esq.
RE: DC Partners Regional Center
FosterQuan LLP
600 Travis St., Suite 2000
Houston, TX 77002

Application: Request for Designation as a Regional Center
Applicant(s): Randall Davis

Re: DC Partners Regional Center
RCW1031910057 (Formerly W09002380)/ID1031910057

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on August 24, 2010, Randall Davis submitted a proposal seeking approval and regional center designation by U.S. Citizenship and Immigration Services (USCIS) for DC Partners Regional Center.

USCIS hereby designates DC Partners Regional Center as a regional center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

DC Partners Regional Center shall have a geographic scope which includes Harris County, Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Equity investment in the construction of residential real estate and property management.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following two (2) target industry economic categories:

1. NAICS 23611 Residential Building Construction
2. NAICS 531311 Residential Property Management

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved

Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively.

The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Included with the economic analysis that was presented with the regional center proposal must be supporting evidence that establishes how revenue projections were derived in establishing sufficient indirect job creation for EB-5 investors.

The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS with supplemental evidence that describes how revenue projections were derived, that will reflect that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given

industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|-----------------------------------|-----------------------------------|
| a. Private Placement Memorandum | Sample submitted October 07, 2011 |
| b. Subscription Agreement; and | Sample submitted October 07, 2011 |
| c. Limited Partnership Agreement. | Sample submitted October 07, 2011 |
| d. Escrow Agreement | Sample submitted October 07, 2011 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: DEC 06 2011

Randall Davis.
DC Partners LLC
1210 West Clay Street, Suite 10
Houston, TX 77019

Application: Request for Designation as a Regional Center
Applicant(s): Randall Davis

Re: DC Partners Regional Center
RCW1031910057 (Formerly W09002380)/ID1031910057

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on August 24, 2010, Randall Davis submitted a proposal seeking approval and regional center designation by U.S. Citizenship and Immigration Services (USCIS) for DC Partners Regional Center.

USCIS hereby designates DC Partners Regional Center as a regional center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

DC Partners Regional Center shall have a geographic scope which includes Harris County, Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Equity investment in the construction of residential real estate and property management.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following two (2) target industry economic categories:

1. NAICS 23611 Residential Building Construction
2. NAICS 531311 Residential Property Management

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately

determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively.

The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Included with the economic analysis that was presented with the regional center proposal must be supporting evidence that establishes how revenue projections were derived in establishing sufficient indirect job creation for EB-5 investors.

The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS with supplemental evidence that describes how revenue projections were derived, that will reflect that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant

investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|-----------------------------------|-----------------------------------|
| a. Private Placement Memorandum | Sample submitted October 07, 2011 |
| b. Subscription Agreement; and | Sample submitted October 07, 2011 |
| c. Limited Partnership Agreement. | Sample submitted October 07, 2011 |
| d. Escrow Agreement | Sample submitted October 07, 2011 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Ignacio A. Donoso, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **MAY 02 2011**

Jeff Wagner
Detroit Immigrant Investor Regional Center
16630 Southfield Road
Allen Park, MI 48101

Application: Request for Designation as a Regional Center
Applicant(s): Jeff Wagner

Re: Detroit Immigrant Investor Regional Center
RCW1031910239/ formerly W09000930

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 2, 2009 Jeff Wagner submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Detroit Immigrant Investor Regional Center.

USCIS hereby designates Detroit Immigrant Investor Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Detroit Immigrant Investor Regional Center shall have a geographic scope which includes the Michigan counties of Wayne, Oakland, Macomb and Washtenaw.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: real estate construction, renovation and management.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following three (3) target industry economic clusters:

1. NAICS 512110 Motion Picture and Video Production
2. NAICS 236110 Construction-Multi-family including Residential Condos
3. NAICS 236220 Commercial Construction including Hotels and Offices
4. NAICS 44200-44500 Restaurants
5. NAICS 44800 Restaurants

6. NAICS 45100-45300 Restaurants

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved economic model is IMPLAN using direct expenditures.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. As the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A copy of a detailed Business Plan that meets the requirements of immigration regulations and precedent decisions.

5. A legally executed copy of the USCIS approved:

- | | |
|---|----------------------|
| a. Offering Circular | Dated April 20, 2010 |
| b. Limited Partnership/Subscription Agreement | Dated April 20, 2010 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Samuel Murdick, Esq.



U.S. Citizenship
and Immigration
Services

Date: **FEB 08 2011**

Richard Dong
Das Lagos Regional Center, LLC
18 Rancho Cimino Drive #106
Pomona, CA 91768

Application: Request for Designation as a Regional Center
Applicant(s): Richard Dong

Re: Das Lagos Regional Center
RCW1031910088, W09001680

Pursuant to Section 610 of the Appropriations Act of 1993, on October 12, 2010, Richard Dong submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Das Lagos Regional Center.

USCIS hereby designates Das Lagos Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to provide construction financing (equity, funding or loan funding) for commercial real estate projects in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry clusters through:

1. NAICS 44-45 Retail Uses
2. NAICS 72 Food Service
3. NAICS 54 Professional Services
4. NAICS 51 Office-Creative

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

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GEOGRAPHIC AREA:

The Des Lago Regional Center shall have a geographic scope to include the California County of Riverside.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(c). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000. If the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and paid-at-risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is DIPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created *ten* new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(i) and 8 CFR 216.6(a), (a) for the Form I-526 and Form I-829 petitions, respectively. The capital investments and job creation activities outlined on the individual petitions must fall within the terms of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new "direct jobs" for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(1)(B).

An alien investor's I-829 petition to remove the condition which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such

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pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Doa Lagos Regional Center Initial Project (consisting of the development of 93 live/work units and commercial real estate development, in which EB-5 investor funds will be used for the construction financing), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(f)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Memorandum of Mutual Understanding Samples/Drafts dated October 12, 2010
 - b. Subscription Agreement Samples/Drafts dated October 12, 2010
 - c. Operating Agreement Samples/Drafts dated October 12, 2010
 - d. Limited Partnership Agreement Samples/Drafts dated October 12, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 13, 2010, the failure to timely file 2 Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Dos Lagos Regional Center/RICWID1910088/W69002680

Page 4

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 15, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by email at USCIS.immigrantinvestorprograms@uscis.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Chung-Hung Lion, Esq.

Fig. 2

Fig. 3

Fig. 4



**U.S. Citizenship
and Immigration
Services**

Date: SEP 16 2011

Keun Ryu, Manager
c/o Eastern Washington Regional Center, LLC
3207 159th Place SE
Mill Creek, WA 98012

Application: Request for Designation as a Regional Center
Applicant(s): Keun Ryu, Manager

Re: Eastern Washington Regional Center
RCW1034150054/ID1034150054/Formerly W09003210

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 19, 2010, Keun Ryu submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Eastern Washington Regional Center, LLC.

USCIS hereby designates Eastern Washington Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Eastern Washington Regional Center, LLC shall have a geographic scope which includes a geographic area within the County of Kittitas within the State of Washington.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: involve loans to job creating enterprises located within the proposed bounds of the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following four (4) target industry economic categories:

- | | |
|-----------------|---|
| 1. NAICS 221119 | Other Electrical Power Generation (Wind farm) |
| 2. NAICS 44-45 | Retail Trade |
| 3. NAICS 713110 | Indoor Water Park |
| 4. NAICS 721110 | Hotel |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs as enumerated above, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:

- | | |
|-----------------------------------|----------------------------------|
| a. Private Placement Memorandum | Sample/Draft dated July 22, 2011 |
| b. Subscription Agreement; and | Sample/Draft dated July 22, 2011 |
| c. Limited Partnership Agreement. | Sample/Draft dated July 22, 2011 |
| d. Escrow Agreement | Sample/Draft dated July 22, 2011 |

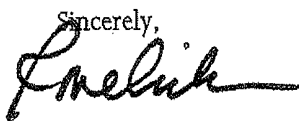
DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


Rosemary Langley Melville
Director
California Service Center

cc: Shahzad Q. Qadri, Esq.



**U.S. Citizenship
and Immigration
Services**

MAY 23 2011

DATE:

David M. Morris, Managing Member
DC Regional Center, LLC
1806 11th Street, NW
Washington, DC 20001

Application: Request to Amend Designation as a Regional Center
Applicant(s): David M. Morris

Re: EB5 America – DC Regional Center, LLC
RCW1100550142 (formerly W09004120)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 10, 2008, the EB5 America – DC Regional Center ("DCRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request submitted on December 27, 2010, the DC Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to expand the geographic region and industry sector of its regional center, as follows:

To expand the scope of the Regional Center to include Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia, and to include the new industry sectors as outlined below in this decision.

Based on its review and analysis of the proposal, USCIS approves the request.

GEOGRAPHIC AREA:

The EB5 America – DC Regional Center (DCRC) shall have a geographic scope which includes the areas of Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an I-924 amendment application would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis and the subsequent amendments to the Regional Center Proposal, the Regional Center will engage in the following economic activities: construction, transportation, assembly, retail sales, marketing, casino operation, maintenance and the provision of healthcare.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 7 target industry economic clusters:

- | | |
|---|---------------|
| 1. Port Improvements & Expansion | NAICS 488 |
| 2. Retail Space (including restaurants) | NAICS 44 - 45 |
| 3. Hotels | NAICS 721 |
| 4. Professional Office Space | NAICS 531 |
| 5. Medical Offices & Laboratories | NAICS 621 |
| 6. Industrial/Warehouse Manufacturing | NAICS 31 - 33 |
| 7. Fuel Processing Plant & Renewable Fuel Power Plant | NAICS 22 |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the

alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Memorandum of Understanding (dated April 11, 2010)
 - b. Subscription Agreement (sample/draft December 27, 2010)
 - c. Partnership Agreement (sample/draft December 27, 2010)
 - d. Escrow Agreement (sample/draft December 27, 2010)

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, operating agreements, advisory opinions, etc.

Capital Investment Plan for the Seagirt Marine Terminal "Berth IV" Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Seagirt Marine Terminal "Berth IV" Project** as an approved Capital Investment Project for the EB5 America - DC Regional Center. The project plan is to construct a new commercial enterprise and create jobs in and around the regional center. This project approval will allow the 80 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment Project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



U.S. Citizenship
and Immigration
Services

DATE: MAY 23 2011

David M. Morris, Managing Member
Angel Brunner, Managing Member
DC Regional Center, LLC
1806 11th Street, NW
Washington, DC 20001

Application: Request to Amend Designation as a Regional Center
Applicant(s): David M. Morris and Angel Brunner

Re: EB5 America – DC Regional Center, LLC
RCW1100550142/ID1031910144/(formerly W09004120)

"Corrected Copy"

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 10, 2008, the EB5 America – DC Regional Center ("DCRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request submitted on December 27, 2010, the DC Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to expand the geographic region and industry sector of its regional center, as follows:

To expand the scope of the Regional Center to include Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia, and to include the new industry sectors as outlined below in this decision.

Based on its review and analysis of the proposal, USCIS approves the request.

GEOGRAPHIC AREA:

The EB5 America – DC Regional Center (DCRC) shall have a geographic scope which includes the areas of Washington, DC, Baltimore City, Baltimore County, Harford, Howard, Anne Arundel, Montgomery and Prince Georges counties in Maryland, and Arlington, Fairfax counties and Alexandria City in Virginia. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an I-924 amendment application would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of

filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis and the subsequent amendments to the Regional Center Proposal, the Regional Center will engage in the following economic activities: construction, transportation, assembly, retail sales, maintenance and the provision of healthcare.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 7 target industry economic clusters:

- | | |
|---|---------------|
| 1. Port Improvements & Expansion | NAICS 488 |
| 2. Retail Space (including restaurants) | NAICS 44 - 45 |
| 3. Hotels | NAICS 721 |
| 4. Professional Office Space | NAICS 531 |
| 5. Medical Offices & Laboratories | NAICS 621 |
| 6. Industrial/Warehouse Manufacturing | NAICS 31 - 33 |
| 7. Fuel Processing Plant & Renewable Fuel Power Plant | NAICS 22 |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly

supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Memorandum of Understanding (dated April 11, 2010)
 - b. Subscription Agreement (sample/draft December 27, 2010)
 - c. Partnership Agreement (sample/draft December 27, 2010)
 - d. Escrow Agreement (sample/draft December 27, 2010)

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, operating agreements, advisory opinions, etc.

Capital Investment Plan for the Seagirt Marine Terminal "Berth IV" Project

Based on its review and analysis of your proposal, USCIS hereby designates the Seagirt Marine Terminal "Berth IV" Project as an approved Capital Investment Project for the EB5 America - DC Regional Center. The project plan is to construct a new commercial enterprise and create jobs in and around the regional center. This project approval will allow the 80 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment Project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

December 14, 2009

John J. Downey
EB-5 Jobs for Hawaii, LLC
75 Central Street, 4th Floor
Boston, MA 02109

File No. W09000510

Application: Request for Designation as a Regional Center
Applicant(s): John J. Downey and Thomas A. Laidlaw
Re: EB-5 Jobs for Hawaii, LLC

Pursuant to Section 610 of the Appropriations Act of 1993, on April 26, 2009, John J. Downey submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of EB-5 Jobs for Hawaii, LLC.

Based on its review and analysis of your proposal and of your response to USCIS Request for Evidence, USCIS hereby designates EB-5 Jobs for Hawaii, LLC, as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below.

GEOGRAPHIC AREA:

The EB-Jobs for Hawaii, LLC, shall have a geographic scope which includes the counties of Oahu, Maui, and Hawaii in the State of Hawaii.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the economic activities: Loans to 3rd party enterprises, real estate construction, renovation and management, construction and development of infrastructure, securing equipment for new and existing businesses, and agricultural development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, Restructuring & reorganizing existing businesses to create a new commercial enterprise, expansion of existing enterprises, in the following 9 target industry economic clusters:

1. Infrastructure
2. Real estate
3. Agriculture
4. Clean energy
5. Aviation and Aerospace
6. Tourism, Hospitality and Entertainment
7. Information Technology
8. Healthcare
9. Life sciences
10. Maritime
11. Manufacturing
12. Education
13. Homeland security and defense
14. Financial and professional services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

The RIMS II economic model is approved for use in demonstrating job creation. In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Offering Memorandum; (Dated March 4, 2009)
 - b. Escrow Agreement; (Submitted March 10, 2009)
 - c. Subscription Agreement; (Date March 4, 2009)
 - d. Limited Partnership Agreement; and (Dated June 16, 2009)
 - e. The Escrow Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance

with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address.

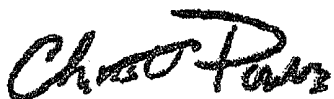
Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

December 10, 2009

James Lynch
EB-5, MRC LLC
8687 Winding Brook Circle, Ste 2
Freeland, MI 48623

Application: Request for Designation as a Regional Center
Applicant(s): James Lynch

Re: EB-5, MRC LLC
W09000030

Pursuant to Section 610 of the Appropriations Act of 1993, on September 29, 2008, James Lynch submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the EB-5, MRC LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates EB-5, MRC LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The EB-5, MRC LLC shall have a geographic scope which includes the Michigan counties of Clare, Gladwin, Isabella, Midland, Saginaw, Tuscola, Bay, Huron and Sanilac excluding the cities of Mount Pleasant, Midland, Bay City and Saginaw.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. Analytical Chemical Laboratories providing testing services for Solar and other Industries.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. At this time, the geographic focus of this area is within a rural area as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment remains in a qualified rural TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6.

In addition, where job creation is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B). The evidence must show the inputs to the REMI model and the calculations used to determine the output multipliers.

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

However, where creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then,

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien's subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and a comprehensive business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. The evidence must show the inputs to the REMI model and the calculations used to determine the output multipliers.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum
 - b. Subscription Agreement; and
 - c. Escrow Agreement.
 - d. Operating Agreement

Draft submitted September 18, 2009

Draft submitted November 3, 2009

Draft submitted September 18, 2009

Draft dated May 5, 2009

DESIGNER'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

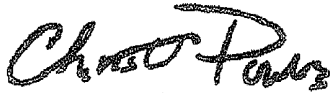
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

EB-5, MRC LLC/W09000030

Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos". The signature is stylized with a large, looped "C" and a cursive "Poulos".

Christina Poulos
Director
California Service Center

Cc Robert L Hood, Esq.

U.S. Department of Homeland Security
Office of Service Center Operations
20 Massachusetts Avenue, NW, MS 2060
Washington, DC 20529-2060



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8-C

FILE COPY

JAN 08 2009

Thomas Beecher, Jr.
Chairman
Upstate New York Regional Center, LLC
120 W. Tupper St.
Buffalo, NY 14201

Application: Request for Designation as a Regional Center
Applicants: Paul Thomas Beecher, Jr., William P. Gresser, Jr., Luke T. Jacobs, Matthew
Enstice, and Jian Wang

RE: Designation of the Upstate New York Regional Center (UNYRC) under the Immigrant Investor
Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2008, Upstate New York Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Upstate New York Regional Center (UNYRC), with a geographic area focusing on forty eight (48) counties in upstate New York. The UNYRC for EB-5 Immigrant Investor purposes sought to focus investment in the following twelve (12) target industry economic clusters:

1. Healthcare,
2. Hospitality,
3. Commercial Real Estate--Including medical office buildings,
4. Biotech,
5. Back-Office Service activities,
6. Food production and processing,
7. Information technology,
8. Communications,
9. Electronics,
10. Medical Devices,
11. Pharmaceuticals, and
12. Manufacturing.

On September 15, 2008, USCIS issued a request for evidence (RFE). On December 3, 2008, a response to the RFE was received which satisfactorily supplied the requested evidence and narrowed the target industries to nine (9) and the geographic area to twenty two (22) counties in the western portion of upstate New York. Those counties are: Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Cortland, Erie, Genesee, Livingston, Monroe, Onondaga, Ontario, Orleans, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, Wyoming, and Yates. The UNYRC for EB-5 Immigrant Investor purposes shall focus investment in the following nine (9) target industry economic clusters as described by NAICS code headings:

1. Agriculture, Natural Resources and Mining;
2. Manufacturing;
3. Trade, Transportation and Utilities;
4. Information;
5. Financial Activities;
6. Leisure and Hospitality;
7. Professional and Business Services;
8. Education and Health Services; and
9. Other Services.

The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using IMPLAN prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- Articles of Organization;
- A Regional Center Operating Agreement;
- A sample LEC Operating Agreement;
- An Investor Questionnaire;
- A Pro Forma Money Laundering Suspicious Client/Matter Report Form;
- A sample Subscription Agreement;
- A revised sample Subscription Agreement; and
- A Marketing Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates UNYRC as a Regional Center within the Immigrant Investor Pilot Program. UNYRC shall have a geographic scope which includes the twenty two (22) counties in the western portion of upstate New

York. Those counties are: Allegany, Broome, Cattaraugus, Cayuga, Chautauqua, Chemung, Cortland, Erie, Genesee, Livingston, Monroe, Onondaga, Ontario, Orleans, Schuyler, Seneca, Steuben, Tioga, Tompkins, Wayne, Wyoming, and Yates.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the UNYRC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following target industry commercial enterprise activities:

1. Agriculture, Natural Resources and Mining;
2. Manufacturing;
3. Trade, Transportation and Utilities;
4. Information;
5. Financial Activities;
6. Leisure and Hospitality;
7. Professional and Business Services;
8. Education and Health Services; and
9. Other Services.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the UNYRC area. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEA) to be determined by the State of New York on a case-by-case basis, and rural TEA's as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the UNYRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved UNYRC proposal and its indirect job creation model and multipliers contained within the final approved UNYRC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the NJRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the UNYRC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the UNYRC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. LLC Operating Agreement.

**DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE NJRC
REGIONAL CENTER:**

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.

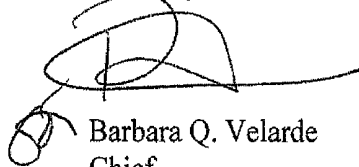
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,

Upstate New York Regional Center (UNYRC)
Page 8

- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the UNYRC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Barbara Q. Velarde', with a large, stylized flourish extending to the right.

Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

January 24, 2011

Lincoln Stone

Re: Upstate New York Regional Center, LLC

800 Wilshire Blvd, Suite 900

Los Angeles, CA 90017

Application: Request for Amendment to a Regional Center

Applicant(s): William P. Gresser, Jr.

Upstate New York Regional Center, LLC

RCW1034050033 (formerly W09003890)

Pursuant to Section 610 of the Appropriations Act of 1993, on June 11, 2008, Upstate New York Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) as a Regional Center. On January 8, 2009 the request to designate the Upstate New York Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program was approved. On November 22, 2010, Upstate New York Regional Center, LLC, requested that an amendment be made to the Regional Center to include the entire State of New York as the geographic area of the Regional Center.

Based on its review and analysis of your proposed amendment the USCIS approves the request as described below:

GEOGRAPHIC AREA:

Upstate New York Regional Center, LLC shall include the entire State of New York.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model using IMPLAN the general proposal and the economic analysis, the Regional Center will engage in the following nine (9) target industry economic clusters:

1. Agriculture, Natural Resources and Mining;
2. Manufacturing;
3. Trade, Transportation and Utilities;
4. Information;
5. Financial Activities;

6. Leisure and Hospitality;
7. Professional and Business Services;
8. Education and Health Services and
9. Other Services.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The final determination of whether any particular area is a Targeted Employment Area is made at the time of investment or the time of filing the I-526, whichever occurs first. Therefore, the Regional Center may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of New York and rural TEAs as defined in 8 CFR 204.6(e).

Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to

underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Preservation or creation of direct jobs

Where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien's subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement (Sample submitted November 22, 2010)
 - b. Private Placement Memorandum (Not submitted with amendment request)
 - c. Subscription Agreement and (Sample submitted November 22, 2010)

d. Escrow Agreement and Instructions (Sample submitted November 22, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
- 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
- 7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

U.S. Department of Homeland Security
Office of Service Center Operations
20 Massachusetts Avenue, NW MS 2060
Washington, DC 20529-2060



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

FEB 11 2009

FILE COPY

Yoo Seung Kim
President and CEO
Ecorntech, Inc.
5406 Upland Trail
Middleton, WI 53562

Peter Hwang, Esq.
Law Offices of David Kim
3550 Wilshire Blvd, Suite 640
Los Angeles, CA 90010

Application: Request for Designation as a Regional Center
Applicants: Yoo Sueng Kim
Proposed Enterprise: Ecorntech Regional Center

RE: Designation of Ecorntech as a Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on February 14, 2007, Ecorntech, Inc. submitted a proposal for the designation of Ecorntech Regional Center which focuses exclusively a 165 acre park located at Arlington Prairie Industrial Park, 101 Skyline Dr., Arlington, County of Columbia, Wisconsin. The project which is the focus of the investment shall be the development of a manufacturing facility devoted to the production of construction material from agricultural residues. The industry focus shall be primarily as follows:

1. The production and sale of Medium Density Fiberboard (MDF) and
2. The production and sale of Cornstalk Polymer Composite (CPC).

On September 18, 2008, USCIS issued a Request For Evidence (RFE) and on December 10, 2008, Ecorntech responded satisfactorily to that request. The proposal and response to the RFE contain the following evidence in support of the requested designation as a Regional Center:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;

- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A Confidential Private Placement Memorandum;
- Articles of Incorporation;
- Bylaws; and
- A Subscription Agreement.

DECISION:

Based on its review and analysis of the proposal and all evidence submitted, USCIS hereby designates Ecorntech as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the Ecorntech business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial enterprise activities within Arlington Industrial Park.

The development of a manufacturing facility devoted to the production of construction material from agricultural residues. The product focus shall be primarily as follows:

1. The production and sale of Medium Density Fiberboard (MDF) and
2. The production and sale of Cornstalk Polymer Composite (CPC).

If Ecorntech should wish to expand in the future or should alter its economic analysis or job creation model then an amendment would be required.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the Ecorntech area comprised of Arlington Industrial Park, Arlington, Wisconsin. The geographic focus of this area is a rural area as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into the commercial enterprise through Ecorntech Regional Center shall be not less than \$ 500,000 as it is inside a TEA.

EMPLOYMENT CREATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the Ecorntech area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Ecorntech proposal and its indirect job creation model and multipliers contained within the final approved Ecorntech application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the Ecorntech, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Ecorntech in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence. The evidence must show the number of new direct full time (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the Ecorntech, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the Ecorntech approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$ 500,000 into the commercial enterprise will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. The USCIS approved business plan and job creation model;
 - b. the Confidential Private Placement Memorandum; and
 - c. the Subscription Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE ECORNTECH REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each

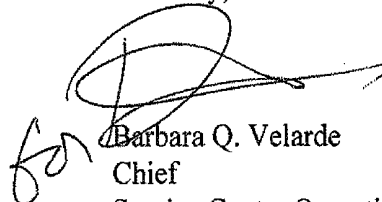
Federal Fiscal Year to date through your regional center.

7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the EB-5 Investor Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,

- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Ecorntech approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


for Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



U.S. Citizenship
and Immigration
Services

Date: **AUG 30 2011**

Energize-ECI EB-5 Visa Regional Center, LLC
C/O Roy E. Budd
345 S. High St. (2nd Floor)
P.O. Box 1912
Muncie, IN 47308

Application: Request for Designation as a Regional Center
Applicant(s): Roy E. Budd

Re: Energize-ECI EB-5 Visa Regional Center
RCW1114750218

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on May 27, 2011, Roy E. Budd submitted a Form I-924 application seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Energize-ECI EB-5 Visa Regional Center.

USCIS hereby designates Energize-ECI EB-5 Visa Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Energize-ECI EB-5 Visa Regional Center shall have a geographic scope which includes the Indiana Counties of Blackford, Delaware, Fayette, Grant, Henry, Jay, Madison, Randolph and Rush.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Loans to third party enterprises for the construction and development of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following six (6) target industry economic categories:

1. NAICS 112511 Agriculture, Forestry, Fishing & Hunting
2. NAICS 230000 Construction
3. NAICS 334112 Manufacturing (Advanced Technologies)
4. NAICS 511210 Information

5. NAICS 484000 Transportation & Warehousing
6. NAICS 325991 Manufacturing (Plastics Recycling Facility)

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area ("TEA"), the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN Pro v3.0. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA § 203(b)(5), 8 C.F.R. § 204.6, and 8 C.F.R. § 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 C.F.R. § 204.6(j) and 8 C.F.R. § 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs or project costs construction expenditures needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records in the case of direct jobs. Further, reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment may be submitted in the case of jobs rooted in estimated project costs expenditures.

Additional Guidelines for individual Immigrant Investors Visa Petition (Form I-526)

Based on the review and analysis of the Form I-924 application and supporting documentation, USCIS hereby designates **Enviropure Fish Project** as an approved Capital Investment Project for the Energize-ECI EB-5 Visa Regional Center. Energize-ECI EB-5 Visa Regional Center may include additional capital projects associated with the industry categories previously enumerated.

Each individual petition, to demonstrate Regional Center association, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan for the **Enviropure Fish Project** and any additional capital investment projects by industry categories previously enumerated.
3. A copy of the job creation methodology required in 8 C.F.R. § 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Revision dated 7/25/2011)
 - b. Subscription Agreement (Revision dated 7/25/2011)
 - c. Limited Partnership Agreement (Revision dated 7/25/2011)
 - d. Escrow Document (Revision dated 7/25/2011)
 - e. Loan Documents (Revision dated 7/25/2011)
 - f. Operating Agreement (Draft dated 12/15/2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

To maintain the validity of its approval and designation, 8 C.F.R. § 204.6(m)(6) requires that an approved Regional Center must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. For USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Reid A. Nelson, Esq.



U.S. Citizenship
and Immigration
Services

Date **SEP 23 2011**

Extell New York Regional Center, LLC
805 Third Avenue, 7th Floor
New York, NY 10002

Application: Request for Designation as a Regional Center
Applicant(s): Extell New York Regional Center, LLC

Re: Extell New York Regional Center
RCW1101250146

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on January 12, 2011, Extell New York Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Extell New York Regional Center.

USCIS hereby designates Extell New York Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Extell New York Regional Center shall have a geographic scope which includes the counties of New York, Bronx, Brooklyn, Queens, Westchester, and Nassau in the State of New York.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following industry economic categories:

- | | |
|--------------|-------------------------------------|
| 1. NAICS 23 | Construction |
| 2. NAICS 523 | Rental and Leasing Services |
| 3. NAICS 561 | Administrative and Support Services |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified RIMS II input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in construction expenditures and direct employment at tenant offices, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that

shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|---------------------------------|----------------------------|
| a. Private Placement Memorandum | (Sample dated August 2011) |
| b. Subscription Agreement | (Sample dated August 2011) |
| c. Escrow Agreement | (Sample dated August 2011) |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Larry J. Behar, Esq.



U.S. Citizenship
and Immigration
Services

Date: MAY 02 2011

Tobin Butcher
C/O BW Law Ltd.
1001 Fourth Avenue, Suite 4400
Seattle, Washington 98154

Application: Request for Designation as a Regional Center
Applicant(s): Tobin Butcher

Re: Farm for America Regional Center
RCW1031910018/(formerly W09001790)

Pursuant to Section 610 of the Appropriations Act of 1993, on April 23, 2010, Tobin Butcher submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Farm for America Regional Center.

USCIS hereby designates Farm for America Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to purchase and develop agricultural property.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 111900 Other Farming (Viticulture)
2. NAICS 111200 Vegetable Farming

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Farm for America Regional Center shall have a geographic scope to include the Washington Counties of Benton, Chelan, Douglas, Grant, Franklin, Klickitat, Okanogan, Walla Walla and Yakima.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Washington and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is the Washington State Input-Output Model. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on job creation inputs (direct wages paid to employees-\$1,330,000, development costs and operational costs-\$5,220,000, and the value of crop production-\$4,800,000) needs to be properly supported by such evidence. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition

will need to be supported by probative evidence. Such evidence may include the direct wages paid to employees in the form of W-2s, State employment records and quarterly wage reports, development costs and production costs (excluding land acquisition), and the value of annual crop production.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:

a. Partnership Agreement	Version dated 04/20/2010
b. Subscription Agreement	Version dated 04/20/2010
c. Certificate of Formation	Version dated 09/23/2008

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Farm for America Regional Center/RCW1031910018/(formerly W09001790)

Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending to the right.

Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

September 9, 2009

Martin C. Park
C/O KT Holdings, Inc.
3660 Wilshire Boulevard, Suite 412
Los Angeles, California 90010

File No. W09000450

Application: Request for Designation as a Regional Center
Applicant(s): Martin C. Park

Re: FDIUS Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 6, 2009, Martin C. Park submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the FDIUS Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates FDIUS Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The FDIUS Regional Center shall have a geographic scope which includes the census tracts within the city of Central Los Angeles, California: 1925.10, 1925.20, 1926.20, 2111.20, 2111.20, 2112, 2113.10, 2113.20, 2114.10, 2114.20, 2115, 2117.01, 2117.02, 2118.01, 2118.02, 2119.10, 2119.20, 2121, 2122.02, 2122.03, 2122.04, 2123.03, 2123.04, 2123.05, 2123.06, 2124.10, 2124.20, 2125, 2126.10, 2126.20, 2131, 2132.01, 2132.02, 2133.10, 2133.20, 2134.01, 2062, 2060.30, 2060.40, 2060.50, 2063, 2073, and 2074.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: commercial real estate project financing.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 2 target industry economic clusters:

1. Real Estate Development
2. Retail Food Service

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Offering Memorandum;
 - b. Subscription Agreement;
 - c. Escrow Agreement; and
 - d. Escrow Instructions

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
- 4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
- 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or

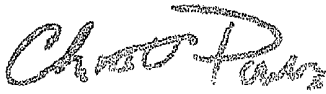
FDIUS Regional Center

Page 6

- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: OCT 27 2010

Richard Xia
Federal New York Metropolitan Regional Center, LLC
1212 Avenue of the Americas, 16th Floor
New York, New York 10036

Application: Request for Designation as a Regional Center
Applicant(s): Richard Xia

Re: Federal New York Metropolitan Regional Center
W09001780

Pursuant to Section 610 of the Appropriations Act of 1993, on April 26, 2010, Richard Xia submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Federal New York Metropolitan Regional Center.

Based on its review and analysis of your proposal, USCIS hereby designates Federal New York Metropolitan Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: finance the development, operation and management of real estate development projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following nine (9) target industry economic clusters:

1. Medical Offices
2. Hotel
3. Restaurant
4. Commercial Offices
5. Retail
6. Residential
7. Entertainment and Recreation Facilities

8. Light Industrial/Warehouse Facilities
9. Conference and Exhibition Center Facilities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Federal New York Metropolitan Regional Center shall have a geographic scope of the New York Counties of New York, Bronx, Queens and King's.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of New York and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition

will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Eastern Mirage Project (consisting of a mixed-use real estate project that will include medical offices, hospitality, a conference and exhibition center, a spa, a fitness center, dining facilities and residential facilities), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum Samples/Drafts dated April 26, 2010
 - b. Limited Partnership Agreement Samples/Drafts dated April 26, 2010
 - c. Subscription Agreement Samples/Drafts dated April 26, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

July 15, 2010

Walter Cummins, Jr.
Florida EB-5 Investments, LLC
125 Spring Lake Hills Drive
Altamonte Springs, FL 32714

Application: Request for Designation as a Regional Center
Applicant(s): Walter Cummins, Jr.

Re: Florida EB-5 Investments, LLC
File no. W09000940

Pursuant to Section 610 of the Appropriations Act of 1993, on September 8, 2009, Walter Cummins, Jr. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Florida EB-5 Investments, LLC.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates Florida EB-5 Investments, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Florida EB-5 Investments, LLC shall have a geographic scope which includes the entire State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real Estate construction, renovation and management, retail sales, administrative and support, manufacture, maintenance and repair, hotel and hospitality, food services, performing arts and media and information technology. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. NAICS 721 Traveler accommodation.
2. NAICS 722 Food services and drinking places.
3. NAICS 44-45 Retail trade.
4. NAICS 531 Real estate.
5. NAICS 31-33 Manufacturing.
6. NAICS 7111 Performing arts companies.

7. NAICS 7121 Museums, historical sites, and similar institutions.
8. NAICS 541 Professional, scientific and technical services
9. NAICS 236 Construction.
10. NAICS 42 Wholesale.
11. NAICS 5222 Finance.
12. NAICS 5242 Insurance.
13. NAICS 623 Healthcare.
14. NAICS 484 Transportation and Warehouse.
15. NAICS 511 Information and Media
16. NAICS 561 Administrative and Support Services.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the RIMS II methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement (Dated 6/26/09)
 - b. Private Placement Memorandum; (Samples submitted 9/8/09 and 6/24/10)
 - c. Subscription Agreement and (Samples submitted 9/8/09)
 - d. Limited Partnership Agreement. (Samples submitted 9/8/09)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

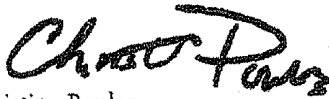
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Florida EB-5 Investments, LLC/W09000940

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Chistina Poulos". The signature is stylized with a large, looped "C" and a trailing flourish.

Chistina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

DATE: **AUG 23 2011**

Florida EB-5 Regional Center, LLC
c/o Craig Menke
1868 Boyce Street
Sarasota, FL 34239

Application: Request to Amend Designation as a Regional Center
Applicant: Craig Menke

Re: Florida EB-5 Regional Center, LLC
RCW1108850187

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 24, 2010, Craig Menke submitted a request to amend the Florida EB-5 Regional Center to add a capital investment project. Based upon its review and analysis of the amendment request, USCIS grant the request as described below.

GEOGRAPHIC AREA:

The Florida EB-5 Regional Center, LLC ("SRC") shall have a geographic scope which includes the entire state of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, and the economic analysis, the Regional Center will engage in the economic activity of equity investment.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following six target industry economic categories:

1. Manufacturing-NAICS 31-33
2. Finance and Insurance-NAICS 52
3. Health Care and Social Assistance-NAICS 62
4. Accommodation and Food Services-NAICS 72
5. Retail Shopping-NAICS 44-45
6. Affordable Housing-NAICS 23

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then a Form I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation is claimed based on a multiplier rooted in the revenues of the job creating company, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct and indirect jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to revenues of the job creating company needs to be properly supported by evidence of job creation and revenues realized.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. The immigrant investor petition must also be supported by an analysis and evidence that shows that the capital investment project in the Form I-526 petition comports to the capital investment project approved in the regional center designation, that the project timelines are such that the requisite jobs will be created within a reasonable period of time, and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Subscription Agreement (draft submitted March 29, 2011)
 - b. Escrow Agreement (draft submitted March 29, 2011)

Note: Each petition must also include any other evidence that is relevant to the proposed investment project, such as, licenses and permits, building contracts, feasibility studies, partnership agreements, etc.

Capital Investment Plan for the Sunovia project

Based on its review and analysis of your proposal, USCIS hereby designates the **Sunovia** Project as an approved Capital Investment Project for the Florida EB-5 Regional Center. Sunovia Energy Technology EB5, LLC will provide \$10 million in EB-5 funding to Sunovia Energy Technology, Inc to develop and manufacture the Aimed Optics Roadway/Parking lighting.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Florida EB-5 Regional Center, LLC/ RCW1108850187

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Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: **SEP 22 2011**

Craig Menke
C/O Florida EB-5 Regional Center, LLC
1868 Boyce Street
Sarasota, FL 34239

Application: Request to Amend Designation as a Regional Center
Applicant: Craig Menke

Re: Florida EB-5 Regional Center, LLC
RCW1103450155

Pursuant to Section 610 of the Appropriations Act of 1993, on February 3, 2011, Florida EB-5 Regional Center, LLC (FEB5RC) was approved and designated as a regional center to participate in the Immigrant Investor Program.

On September 24, 2010, Craig Menke submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of FEB5RC as follows:

1. To include the **AJN Investment Project** as a new capital investment project. This project will allow EB-5 immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

On August 23, 2011, USCIS approved a proposed amendment to FEB5RC submitted on September 24, 2010. The approved amendment added an additional capital investment project:

1. To include the Sunovia Project, in which the Sunovia Energy Technology EB-5, LLC will provide \$10 million in EB-5 funding to Sunovia Technology, Inc. to develop and manufacture the Aimed Optics Roadway/Parking lighting.

The capital investment projects identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two-year period of conditional residency. In addition, the business plan that formed the basis for the approval of the I-526 petition must establish the validity of the project, which is to include the amount of the required investment to complete the project and the methodology of how the jobs will be created.

GEOGRAPHIC AREA:

The Florida EB-5 Regional Center, LLC (FEB5RC) shall have a geographic scope which includes the entire state of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, and the economic analysis, the Regional Center will engage in the economic activity of equity investment.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following six target industry economic categories:

- | | |
|----------------|-----------------------------------|
| 1. NAICS 31-33 | Manufacturing |
| 2. NAICS 52 | Finance and Insurance |
| 3. NAICS 62 | Health Care and Social Assistance |
| 4. NAICS 72 | Accommodation and Food Services |
| 5. NAICS 44-45 | Retail Shopping |
| 6. NAICS 23 | Affordable Housing |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then a Form I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation is claimed based on a multiplier rooted in the revenues of the franchise stores, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct and indirect jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs based on a multiplier tied to revenues of the franchise stores needs to be properly supported by evidence of the revenues of the franchised stores. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. The immigrant investor petition must also be supported by an analysis and evidence that shows that the capital investment project in the Form I-526 petition comports to the capital investment project approved in the regional center designation, that the project timelines are such that the requisite jobs will be created within a reasonable period of time, and that it is otherwise EB-5 compliant.
4. a. A legally executed copy of the USCIS approved documents for the Regional Center approval on October 18, 2010:
 - 1) Operating Agreement for FL EB-5 RC (Dated 11/1/09)
 - 2) Private Placement Memorandum (Dated 12/13/09)
 - 3) Subscription Agreement (Sample submitted 2/5/10)
 - 4) Limited Partnership Agreement (Not submitted with proposal)
 - 5) Operating Agreement for EB-5 Fund (Dated 1/1/10)
 - 6) Escrow Agreement (Sample submitted 2/5/10)
- b. A legally executed copy of the USCIS approved documents based on the amendment approved on August 23, 2011:
 - 1) Subscription Agreement (Draft submitted March 29, 2011)
 - 2) Escrow Agreement (Draft submitted March 29, 2011)
- c. A legally executed copy of the USCIS approved documents for this amendment:
 - 1) Confidential Private Offering Memorandum (draft submitted February 3, 2011)
 - 2) Subscription Agreement (draft submitted February 3, 2011)
 - 3) Escrow Agreement (draft submitted February 3, 2011)

Note: Each petition must also include any other evidence that is relevant to the proposed investment project, such as, licenses and permits, building contracts, feasibility studies, partnership agreements, etc.

Capital Investment Plan for the AJN Investments, LLC

Based on its review and analysis of your proposal, USCIS hereby designates the **AJN Investment Project** as an approved Capital Investment Project for the Florida EB-5 Regional Center. AJN Investments, LLC will develop, own, manage and operate 14 YoBlendz International, LLC and JuiceBlendz International, Inc franchise stores in the Miami/Dade, Broward and Palm Beach counties in the state of Florida.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The franchise agreements between AJN Investments, LLC and YoBlendz International, LLC and JuiceBlendz International, Inc.
4. A copy of the AJN Investment business plan and associated economic analysis.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Florida EB-5 Regional Center, LLC/RCW1103450155

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending to the right.

Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

October 18, 2010

Florida EB-5 Regional Center, LLC
c/o Craig Menke
1626 Ringling Boulevard, Suite 500
Sarasota, FL 34236

Application: Request for Designation as a Regional Center
Applicant: Craig Menke

Re: Florida EB-5 Regional Center, LLC
W09001360

Pursuant to Section 610 of the Appropriations Act of 1993, on February 5, 2010, Florida EB-5 Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS).

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Florida EB-5 Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Florida EB-5 Regional Center, LLC (SRC) shall have a geographic scope which includes the entire State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center for EB-5 Immigrant purposes shall focus investments in the following industry clusters:

- Manufacturing (NAICS 31-33)
- Finance and Insurance (NAICS 52)
- Health Care and Social Assistance (NAICS 62)
- Accommodation and Food Services (NAICS 72)
- Retail Shopping (NAICS 44-45)
- Affordable Housing (NAICS 23)

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the States of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN model was used.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement for FL EB-5 RC (Dated 11/1/09)
 - b. Private Placement Memorandum (Dated 12/31/09)
 - c. Subscription Agreement; and (Sample submitted 2/5/10)
 - d. Limited Partnership Agreement. (Not submitted with proposal)
 - e. Operating Agreement for EB-5 Fund (Dated 1/1/10)
 - f. Escrow Agreement (Sample submitted 2/5/10)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,

- ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director, California Service Center

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW, MS 2060
Washington, DC 20529



**U.S. Citizenship
and Immigration
Services**

HQSCOPS 70/6.2.8

Walter M. Cummins, Jr.
Attorney-At-Law
Florida Equity & Growth Fund Regional Center (FEGF-RC)
215 N. Westmonte Drive
Altamonte, FL 32714

JAN 09 2009

James R. LaVigne
LaVigne, Cotton & Associates
Grand National Plaza
7087 Grand National Drive, Suite 100
Orlando, FL 32819

Application: Request for Designation as a Regional Center.
Applicants: Walter M. Cummins, Jr. and James R. LaVigne

RE: Designation of the Florida Equity & Growth Fund Regional Center (FEGF-RC) under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on December 18, 2007, Florida EB-5, LLP submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Florida Equity & Growth Fund Regional Center (FEGF-RC), with a geographic area focusing on the entire state of Florida. On June 18, 2008, USCIS issued a request for evidence (RFE). On September 12, 2008, and December 3, 2008, responses to the RFE were received which satisfactorily supplied the requested evidence, clarified the target industries and limited the geographic scope of the Regional Center to the Florida High Tech Corridor (FHTC). FHTC is located within the following counties: Alachua, Brevard, Citrus, De Soto, Flagler, Hardee, Hernando, Highlands, Hillsborough, Lake, Levy, Manatee, Marion, Orange, Osceola, Pasco, Pinellas, Polk, Putnam, Sarasota, Seminole, Sumter, and Volusia. The FEGF-RC, for EB-5 Immigrant Investor purposes shall focus "investments into a mix of 'new' businesses, 'major expansions' of businesses and 'troubled' businesses" in the following eight (8) target industry economic clusters:

1. NAICS 721 Traveler Accommodation;
2. NAICS 722 Food Services and Drinking Places;

3. NAICS 44-45 Retail Trade;
4. NAICS 531 Real Estate;
5. NAICS 31-33 Manufacturing;
6. NAICS 711 Performing Arts;
7. NAICS 712 Museums, Historical Sites and Similar Institutions; and
8. NAICS 541 Professional, Scientific, and Technical Services.

It is noted that in order to gain credit for a major expansion to at least 140% of pre-investment net worth or number of employees each investor must also be credited with ten jobs created.

The proposal and subsequent submissions contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm;
- A business plan;
- A sample Limited Partnership Agreement;
- A sample Subscription Agreement; and
- A Marketing Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a generally satisfactory response, USCIS hereby approves and designates FEGF-RC as a Regional Center within the Immigrant Investor Pilot Program. FEGF-RC shall have a geographic scope which includes the Florida High Tech Corridor (FHTC), as described above.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the FEGF-RC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following target industry commercial enterprise activities within the FHTC:

The FEGF-RC, for EB-5 Immigrant Investor purposes shall focus *"investments into a mix of 'new' businesses, 'major expansions' of businesses and 'troubled' businesses"* in the following eight (8) target industry economic clusters:

1. NAICS 721 Traveler Accommodation;
2. NAICS 722 Food Services and Drinking Places;
3. NAICS 44-45 Retail Trade;
4. NAICS 531 Real Estate;
5. NAICS 31-33 Manufacturing;
6. NAICS 711 Performing Arts;
7. NAICS 712 Museums, Historical Sites and Similar Institutions; and
8. NAICS 541 Professional, Scientific, and Technical Services.

It is noted that in order to gain credit for a major expansion to at least 140% of pre-investment net worth or number of employees each investor must also be creditable with ten continuous, full time jobs created. Full time equivalents, seasonal and part time jobs do not count.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the FEGF-RC area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). **Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.**

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the FEGF-RC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved FEGF-RC proposal and its indirect job creation model and multipliers contained within the final approved FEGF-RC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the FEGF-RC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the NJRC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the FEGF-RC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE FEGF REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,

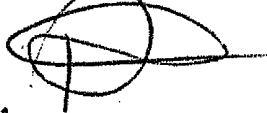
Florida Equity & Growth Fund Regional Center (FEGF-RC)

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- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- X • any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the FEGF-RC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



U.S. Citizenship
and Immigration
Services

DATE: **OCT 13 2010**

Roy Norton
C/O Florida Overseas Investment Center, LLC
Florida Overseas Investment Center
6547 Midnight Pass Road, #3
Sarasota, Florida 34242

File No. W09002130

Application: Request for Amendment of Designation as a Regional Center
Applicant(s): Roy Norton

Re: Florida Overseas Investment Center
Museum Village Project

Pursuant to Section 610 of the Appropriations Act of 1993, on July 12, 2010 Roy Norton submitted a request to amend the Florida Overseas Investment Center's regional center designation of September 17, 2009 to include the Museum Village Project in Miami Florida as an approved capital investment project

Based on its review and analysis of your amendment, USCIS hereby designates the Museum Village Project as an approved Capital Investment Project for the Florida Overseas Investment Center

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of the most recent letter, dated on or after September 17, 2009, designating and approving the general proposal,
2. A copy of all the required documents as listed in the approval to the general proposal,
3. A copy of this letter, approving the Museum Village Project, as an approved Capital Investment Project,
4. Listing of all investors in the Museum Village Project as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5),
5. The Museum Village Project, IMPLAN analysis and supplement submitted with this amendment request,
6. The Museum Village Project Business Plan dated June 2010,

7. The Limited partnership Agreement dated July 1, 2010, executed by Ventech GP, LLC and the alien entrepreneur,
8. An executed and dated Master Escrow between Ventech Partners LP, Florida Overseas Investment Center, and U.S. Bank National Association,
9. An executed and dated Exhibit A, the joinder to the Master Escrow Agreement,
10. Confidential Private Placement Memorandum dated July 01, 2010 with supplement dated February 5, 2009,

Failure to submit any of the above documents may result in denial of the form I-526. If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required. In addition to the above documents, each I-526 entrepreneur should provide a description or update of the project's progress as of the time of filing.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Roger A. Bernstein, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

September 17, 2009

Roy Norton
C/O Florida Overseas Investment Center, LLC
Florida Overseas Investment Center
6547 Midnight Pass Road, #3
Sarasota, Florida 34242

File No. W09000100

Application: Request for Designation as a Regional Center
Applicant(s): Roy Norton

Re: Florida Overseas Investment Center

Pursuant to Section 610 of the Appropriations Act of 1993, on December 3, 2008, Roy Norton submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Florida Overseas Investment Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Florida Overseas Investment Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Florida Overseas Investment Center shall have a geographic scope which includes the entire state of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: equity capital funding and lending for the development of commercial and industrial real estate projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 12 target industry economic clusters:

1. Hotel and Hospitality
2. Retail Shopping
3. Industrial
4. Restaurant

www.uscis.gov

5. Office Buildings
6. Hospitals and Senior Care Facilities
7. Agriculture
8. Educational Facilities
9. Sports Entertainment
10. Energy
11. Food Processing
12. Mixed Use Projects

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (revised version of May 2009);
 - b. Limited Partnership Agreement (revised version of May 2009);
 - c. Subscription Agreement (revised version of May 2009);
 - d. Escrow Agreement (revised version of May 2009); and
 - e. Escrow Instructions (revised version of May 2009)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

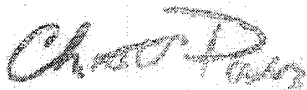
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Florida Overseas Investment Center

Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

Cc: Stephen W. Yale-Loehr, Esq.



U.S. Citizenship
and Immigration
Services

Date: **SEP 14 2010**

Nicholas A. Mastroianni II
Florida Regional Center, LLC
11770 U.S. Highway 1 Suite 301
Palm Beach Gardens, Florida 33408

Application: Request for Designation as a Regional Center
Applicant(s): Nicholas A. Mastroianni II

Re: Florida Regional Center, LLC
W09001700

Pursuant to Section 610 of the Appropriations Act of 1993, on April 13, 2010, Nicholas A. Mastroianni submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Florida Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Florida Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: financing, construction and development of mixed-use projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following five (5) target industry economic clusters:

1. Hospitality
2. Retail
3. Restaurant
4. Office Space
5. Marina
6. Entertainment

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.



U.S. Citizenship
and Immigration
Services

Date: **SEP 14 2010**

Nicholas A. Mastroianni II
Florida Regional Center, LLC
11770 U.S. Highway 1 Suite 301,
Palm Beach Gardens, Florida 33408

Application: Request for Designation as a Regional Center
Applicant(s): Nicholas A. Mastroianni II

Re: Florida Regional Center, LLC
W09001700

Pursuant to Section 610 of the Appropriations Act of 1993, on April 13, 2010, Nicholas A. Mastroianni submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Florida Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Florida Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: financing, construction and development of mixed-use projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following five (5) target industry economic clusters:

1. Hospitality
2. Retail
3. Restaurant
4. Office Space
5. Marina
6. Entertainment

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Florida Regional Center shall have a geographic scope of the Florida county of Palm Beach.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Harbourside Funding LP (consisting of a mixed-use project that will include a restaurant, retail space, office space, a luxury hotel, a spa, a marina, an amphitheater and parking garages) is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:

a. Offering Memorandum	Samples/Drafts dated April 13, 2010
b. Limited Partnership Agreement	Samples/Drafts dated April 13, 2010
c. Subscription Agreement	Samples/Drafts dated April 13, 2010
d. Master Escrow Agreement	Samples/Drafts dated April 13, 2010
e. Non-Disclosure Agreement	Samples/Drafts dated April 13, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;

- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
- 7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: M. Keil Hackley, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **DEC 08 2011**

FreeMind Films Regional Center, LLC
C/O Wendell McCain
3500 West Olive Street, Suite 300
Burbank, CA 91505

Application: Request for Designation as a Regional Center
Applicant(s): Wendell McCain

Re: FreeMind Films Regional Center, LLC
RCW10 319 10062/ID1031910062 (formerly W09002500)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 07, 2010, Wendell McCain submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the FreeMind Films Regional Center, LLC.

USCIS hereby designates FreeMind Films Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Freemind Films Regional Center, LLC shall have a geographic scope which includes the counties of Los Angeles, Imperial, Kern, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, and Ventura in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Finance, produce, and distribute films and television shows that target African-American audiences or African Americans in prominent acting or production capacities.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic category:

NAICS 5121 Film Making

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

The econometric model is REDYN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The investor must show at the time of removal of conditions that activities were performed as described in the business plan submitted with the I-526 petition and indirect job creation occurred using the REDYN model. Indirect jobs will be established using current multipliers times capital expenditures infused in film production activities.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|-----------------------------------|-----------------------------------|
| a. Operating Agreement | Draft submitted on Sept. 07, 2010 |
| b. Subscription Agreement; and | Draft submitted on Sept. 07, 2010 |
| c. Limited Partnership Agreement. | Draft submitted on Sept. 07, 2010 |

Capital Investment Exemplar Petition based on a specific commercial enterprise

The regional center submitted an exemplar petition for USCIS review and approval. The business plan submitted is not EB-5 compliant pursuant to **Matter of Ho**, 22 I. & N. Dec. 206, Assoc. Comm'r 1998, as it is not comprehensive and detailed. In order to establish sufficient job creation for immigrant investors, the business plan must indicate: the types of films to be produced in relationship to the budget and employment creation identified in the business plan; the location of film production, post-production, and related services (with supporting TEA letter for each area); source(s) of non-EB-5 funding; list of required permits and licenses obtained; and contracts or letters of intent to finance the project. The business plan and exemplar petition can not be approved as filed; however, it is being approved as a hypothetical project. If the regional center would like they may file an I-924 Amendment with the above mentioned supporting evidence or submit the evidence with each I-526 petition filed.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

FreeMind Films Regional Center, LLC/ RCW10 319 10062/ID1031910062 (formerly W09002500)

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

The econometric model is REDYN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The investor must show at the time of removal of conditions that activities were performed as described in the business plan submitted with the I-526 petition and indirect job creation occurred using the REDYN model. Indirect jobs will be established using current multipliers times capital expenditures infused in film production activities.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|-----------------------------------|-----------------------------------|
| a. Operating Agreement | Draft submitted on Sept. 07, 2010 |
| b. Subscription Agreement; and | Draft submitted on Sept. 07, 2010 |
| c. Limited Partnership Agreement. | Draft submitted on Sept. 07, 2010 |

Capital Investment Exemplar Petition based on a specific commercial enterprise

The regional center submitted an exemplar petition for USCIS review and approval. The business plan submitted is not EB-5 compliant pursuant to Matter of Ho, 22 I. & N. Dec. 206, Assoc. Comm'r 1998, as it is not comprehensive and detailed. In order to establish sufficient job creation for immigrant investors, the business plan must indicate: the types of films to be produced in relationship to the budget and employment creation identified in the business plan; the location of film production, post-production, and related services (with supporting TEA letter for each area); source(s) of non-EB-5 funding; list of required permits and licenses obtained; and contracts or letters of intent to finance the project. The business plan and exemplar petition can not be approved as filed; however, it is being approved as a hypothetical project. If the regional center would like they may file an I-924 Amendment with the above mentioned supporting evidence or submit the evidence with each I-526 petition filed.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

FreeMind Films Regional Center, LLC/ RCW10 319 10062/ID1031910062 (formerly W09002500)

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "R. Melville", with a horizontal line extending from the end.

Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

August 20, 2009

Prakash I Patel & Sachin U Patel
Georgia Center for Foreign Investment & Development
860 Peachtree St Ste 2602
Atlanta, GA 30345

Application: Request for Designation as a Regional Center
Applicant(s): Prakash I Patel & Sachin U Patel

Re: Georgia Center for Foreign Investment & Development

Pursuant to Section 610 of the Appropriations Act of 1993, on September 26, 2008, Prakash I Patel & Sachin U Patel submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Georgia Center for Foreign Investment & Development.

Based on its review and analysis of your proposal, and of your response to the USCIS Requests for Evidence, USCIS hereby designates Georgia Center for Foreign Investment & Development as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Georgia Center for Foreign Investment & Development shall have a geographic scope which includes the State of Georgia.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Real Estate Construction, renovation and management. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following 9 target industry-economic clusters:

1. Tourism and Hospitality
2. Technology
3. Transportation

4. Manufacturing & Trade
5. Health Services
6. Education
7. Commercial Office-Mixed Use
8. Food Service Industry
9. Retail Trade

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Georgia, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

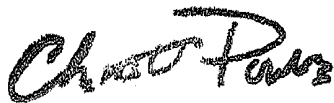
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

Georgia Center for Foreign Investment & Development
Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos". The signature is stylized with a large, sweeping "C" and a distinct "P".

Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

JUN 08 2011

DATE

Georgia Regional Center, LLC
Attn: Jeff Z. Xie
1770 Indian Trail Lilburn Road, Suite 450
Norcross, GA 30093

Application: Request for Designation as a Regional Center
Applicant(s): Jeff Z. Xie

Re: Georgia Regional Center, LLC
RCW1034750105

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 22, 2010, Jeff Z. Xie submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Georgia Regional Center, LLC.

USCIS hereby designates Georgia Regional Center, LLC, as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Georgia Regional Center, LLC, shall have a geographic scope of the Metro Atlanta Area, which includes Barrow, DeKalb, Lamar, Bartow, Douglas, Meriwether, Butts, Fayette, Newton, Carroll, Forsyth, Paulding, Cherokee, Fulton, Pickens, Clayton, Gwinnett, Pike, Cobb, Haralson, Rockdale, Coweta, Spalding, Dawson, Henry, Walton and Jasper counties in the State of Georgia.

FOCUS OF INVESTMENT ACTIVITY:

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into investments in the following four (4) target industry economic categories:

1. NAICS 531 Student Housing
2. NAICS 23 Real Estate Construction
3. NAICS 6112/3 Education Services
4. NAICS 722 Food Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then a Form I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area ("TEA"), the alien must establish at the time of filing of the I-526 petition that the investment will be made in a TEA, or was made in a TEA at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively.

The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and the job creation model and multipliers contained within the final approved Regional Center application package. The econometric model used by the regional center is RIMS II and the determining factor for job creation used is for each \$1 million invested.

The EB-5 investor must show at the time of filing the Form I-829 Petition that he or she performed the activities described in the approved Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation based on the EB-5 investor's investment in order for the I-829 petition to be approved and the conditions removed from the EB-5 investor's lawful permanent resident status.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions for qualified employees, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic analysis that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS reviewed and approved documents:

- | | |
|---------------------------------------|-----------------------------------|
| a. Operating Agreement | Submission date November 22, 2010 |
| b. Private Placement Memorandum | Draft dated October 28, 2010 |
| c. Subscription Agreement | Submission date November 22, 2010 |
| d. Limited Partnership Agreement; and | Draft dated October 28, 2010 |
| e. Escrow Agreement. | Submission date November 22, 2010 |

Note: Each petition must also include any other evidence that is relevant to the proposed investment project, such as, licenses and permits, building contracts, feasibility studies, advisory opinions, etc.

Capital Investment Plan for the Bolton Park Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Bolton Park Project** as an approved Capital Investment Project for the Bolton Park, L.P., as presented under the Georgia Regional Center, LLC. The project plan is to construct four residential buildings for housing students that will include a 10,000 square foot food court, a parking deck, a swimming pool, a club house and a recreation center which will create jobs over a two-year, two phase period of construction and renovation in and around the Metro Atlanta Area in the State of Georgia. This project approval will allow the estimated 64 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must

Georgia Regional Center, LLC / RCW1034750105

Page 4

submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **SEP 08 2011**

Gonzalo Lopez-Jordan
c/o Geothermal Regional Center LLC
1200 Brickell Avenue, Suite 1950
Miami, FL 33131

Application: Request for Designation as a Regional Center
Applicant(s): Gonzalo Lopez-Jordan

Re: Geothermal Regional Center LLC
RCW11 095 50191

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 05, 2011, Gonzalo Lopez-Jordan submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Geothermal Regional Center LLC.

USCIS hereby designates Geothermal Regional Center LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Geothermal Regional Center LLC shall have a geographic scope which includes ten (10) contiguous counties within the State of Nevada to include Washoe, Humboldt, Pershing, Churchill, Lander, Elko, Lyon, Esmeralda, Mineral, and Nye.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Provide finance loans to develop geothermal power plants.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, restructuring & reorganizing existing businesses to create a new commercial enterprise, and expansion of existing enterprises in the following target industry economic category:

NAICS 237130 Alternative Energy Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise. :

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment

positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|---------------------------------|-------------------------------------|
| a. Private Placement Memorandum | (Draft dated March 01, 2011) |
| b. Subscription Agreement | (Draft submitted on April 05, 2011) |
| c. Operating Agreement; and | (Draft dated December 03, 2010) |
| d. Escrow Agreement | (Draft submitted on April 05, 2011) |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: SEP 08 2011

Gonzalo Lopez-Jordan
c/o Geothermal Regional Center LLC
1200 Brickell Avenue, Suite 1950
Miami, FL 33131

Application: Request for Designation as a Regional Center
Applicant(s): Gonzalo Lopez-Jordan

Re: Geothermal Regional Center LLC
RCW1109550191/ID1109550191

****Corrected****

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 05, 2011, Gonzalo Lopez-Jordan submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Geothermal Regional Center LLC.

USCIS hereby designates Geothermal Regional Center LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Geothermal Regional Center LLC shall have a geographic scope which includes ten (10) contiguous counties within the State of Nevada to include Washoe, Humboldt, Pershing, Churchill, Lander, Elko, Lyon, Esmeralda, Mineral, and Nye.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Provide loans to develop geothermal power plants.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, restructuring & reorganizing existing businesses to create a new commercial enterprise, and expansion of existing enterprises in the following target industry economic category:

NAICS 237130 Alternative Energy Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic input-output model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based on its review and analysis of your proposal, USCIS hereby designates the **Geothermal Energy Project, LLC (San Emidio North Geothermal Project)** as an approved Capital Investment Project for Geothermal Regional Center, LLC.

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|---------------------------------|-----------------------------------|
| a. Private Placement Memorandum | Draft dated March 01, 2011 |
| b. Subscription Agreement | Draft submitted on April 05, 2011 |
| c. Operating Agreement; and | Draft dated December 03, 2010 |
| d. Escrow Agreement | Draft submitted on April 05, 2011 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: SEP 08 2011

Lincoln Stone, Esq.
RE: Geothermal Regional Center LLC
Stone & Grzegorek LLP
800 Wilshire Boulevard, Suite 900
Los Angeles, CA 90017

Application: Request for Designation as a Regional Center
Applicant(s): Gonzalo Lopez-Jordan

Re: Geothermal Regional Center LLC
RCW1109550191/ID1109550191

****Corrected****

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 05, 2011, Gonzalo Lopez-Jordan submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Geothermal Regional Center LLC.

USCIS hereby designates Geothermal Regional Center LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Geothermal Regional Center LLC shall have a geographic scope which includes ten (10) contiguous counties within the State of Nevada to include Washoe, Humboldt, Pershing, Churchill, Lander, Elko, Lyon, Esmeralda, Mineral, and Nye.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Provide loans to develop geothermal power plants.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, restructuring & reorganizing existing businesses to create a new commercial enterprise, and expansion of existing enterprises in the following target industry economic category:

NAICS 237130 Alternative Energy Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic input-output model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based on its review and analysis of your proposal, USCIS hereby designates the **Geothermal Energy Project, LLC (San Emidio North Geothermal Project)** as an approved Capital Investment Project for Geothermal Regional Center, LLC.

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|---------------------------------|-----------------------------------|
| a. Private Placement Memorandum | Draft dated March 01, 2011 |
| b. Subscription Agreement | Draft submitted on April 05, 2011 |
| c. Operating Agreement; and | Draft dated December 03, 2010 |
| d. Escrow Agreement | Draft submitted on April 05, 2011 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

JUL 25 2008

Mr. Dan Nip
President
Global Century Development, LLC
11205 Bellaire Blvd., Suite B-33
Houston, TX 77072-2545

FILE COPY

Mr. H. Richard Sindelar III, Esq.
Tindall & Foster, P.C.
600 Travis Street, Suite 2800
Houston, TX 77002-3094

Re: Global Century Development Corporation –Houston Regional Center (GCDC-HRC)
Amendment I

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, the Global Century Development Group I, LP (Global Century) application for designation by U.S. Citizenship and Immigration Services for designation as a Regional Center to participate in the Immigrant Investor Pilot Program was approved on April 18, 2007. This approval and designation was for a Global Century Regional Center (GCRC) for the contiguous geographic area of Houston's Chinatown encompassing the Tax Increment Reinvestment Zone #15 (TIRZ), a 60-block area bounded by Preston Street on the North, Dowling Street on the East, St. Joseph parkway on the South, and Chartres Street on the West.

The new commercial enterprise investment focus of the GCRC was to concentrate on financing and developing commercial and mixed-use real estate within the GCRC geographic area in the following five (5) target industries:

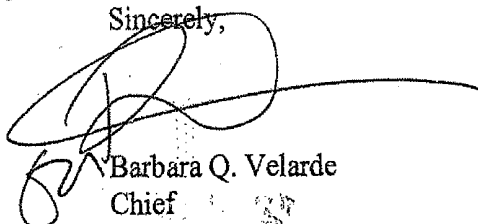
1. Hotel and Hospitality
2. Retail
3. Mixed Use Residential
4. Commercial Office
5. Restaurant/Entertainment

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program could file individual petitions with USCIS for investments into financing projects and developing job

- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the GCDC-HRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



creating commercial enterprises in the above cited five (5) target industries located within the GCRC boundaries and the Tax Increment Reinvestment Zone #15 (TIRZ) comprising a 60-block area bounded by Preston Street on the North, Dowling Street on the East, St. Joseph parkway on the South, and Chartres Street on the West.

On May 21, 2008, Global Century Development, LLC submitted an amendment request to:

1. Alter and expand the boundary of the Houston Regional Center to coincide with the expanded TIRZ;
2. Add an additional target industry of "Spectator Sports"; and
3. Change the name of the former Global Century Development Group-I, Limited Partnership (Global Century Regional Center) to Global Century Development Corporation Houston Regional Center (GCDC-HRC).

DECISION:

Based on its review and analysis of the May 21, 2008 Amendment-I of the previous Global Century Regional Center designation, USCIS approves Amendment-I to your regional center designation as follows:

1. The geographic boundaries of the regional center are amended as follows: Bounded to the west by U.S. Highway 59; on the south by Interstate 45; on the east by a line running from Dowling to Leeland and thence to Nagle; north to Clay; east to Paige; north to Polk; east to Ennis; and northeast to the railroad tracks via Ennis and Walker. The northeast side would be bounded by the railroad tracks running northwest to Prairie and turning east on Prairie to Nagle; north on Nagle to Commerce; west to Live Oak; and north to Canal. The TIRZ then runs west on Canal back to U.S. Highway 59, completing the newly expanded boundaries encompassing the TIRZ.
2. Adding a 6th category of "Spectator Sports" to the approved list of Target Industry economic clusters for this regional center.
3. Changing the name of the USCIS-designated regional center to now be identified and referred to as the Global Century Development Corporation Houston Regional Center (GCDC-HRC).

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The new commercial enterprise investment focus of the GCDC-HRC is to concentrate on financing and developing commercial and mixed-use real estate within the GCDC-HRC geographic area in the following six (6) target industries:

1. Hotel and Hospitality

2. Retail
3. Mixed Use Residential
4. Commercial Office
5. Restaurant/Entertainment
6. Spectator Sports

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing job creating commercial enterprises in the above cited six (6) target industries located within the GCDC-HRC boundaries comprised of the contiguous geographic area of Houston's Chinatown encompassing the newly expanded Tax Increment Reinvestment Zone #15 (TIRZ),

The geographic focus of this area is comprised of an urban area which has been designated as a Targeted Employment Area (TEA) by the State of Texas and the City of Houston as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the GCDC-HRC shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Immigrant Investors who file petitions for investments into job creating commercial enterprises located within the GCDC-HRC geographic area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's contribution of the requisite capital. This determination has been established by way of the USCIS' acceptance and approval of the economic analysis which is contained as part of the original GCDC-HRC approval and that contained in the USCIS approval of GCDC-HRC's amendment I, including its indirect job creation analysis and multipliers, as amended.

However, where creation of indirect jobs is based on a multiplier rooted in or based on underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) are claimed in support of an immigrant investor's individual I-526 petition affiliated with the GCDC-HRC, then to be credited with projected preservation or creation of any new "direct" jobs for "qualifying employees" the petition must be supported by:

- Probative evidence of the number of full time (35 hours per week) qualified employees for the 1 to 2 years prior to filing the petition whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new “direct” jobs for “qualifying employees” upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

EVIDENCE OF INDIVIDUAL IMMIGRANT INVESTOR AFFILIATION WITH THE GCDC-HRC:

Each individual petition, in order to demonstrate that it is associated with the GCDC-HRC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also include as supporting evidence relating to the investor’s GCDC-HRC affiliation, the following:

1. A copy of this letter of the GCDC-HRC Amendment-I approval and updated designation.
2. A copy of the amended approved regional center narrative proposal reflecting the expanded target industries and geographic area of the GCDC-HRC, together with a definitive set of maps which clearly delineate the amended geographic area of the GCDC-HRC.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center’s amended economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor of at least \$500,000 into a commercial enterprise in a targeted industry within the geographic area of the GCDC-HRC will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. the Limited Partnership Agreement
 - b. the Escrow Agreement and instructions

The approval and designation by USCIS of the GCDC-HRC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for immigrant investors who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. Please Note: from the date of this letter until September 30, 2008, the individual investor petitions through the GCDC-HRC must be submitted to the Texas Service Center. Effective October 1, 2008, the individual investor petitions through the GCDC-HRC must be submitted to the California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE HOUSTON REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each

Federal Fiscal Year to date through your regional center.

7. Be prepared to provide the total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. Be prepared to provide the combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, be prepared to provide the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then be prepared to provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,

Global Century Development Corporation -Houston Regional Center (GCDC-HRC)

Page 8

- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the GCDC-HRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

MAY 24 2010

May 19, 2010

Charles R. Abele, Jr.
Broward County Regional Center, LLC
1200 Ponce de Leon Boulevard
Coral Gables, Florida 33134

Application: Request for Designation as a Regional Center
Applicant(s): Charles R. Abele, Jr.

Re: Broward County Regional Center, LLC
W09001130

Pursuant to Section 610 of the Appropriations Act of 1993, on October 30, 2009, Charles R. Abele, Jr. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Broward County Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Broward County Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Broward County Regional Center, LLC shall have a geographic scope which includes Florida counties of Broward, Miami-Dade and Palm Beach.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: real estate construction and construction and development of infrastructures.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following five (5) target industry economic clusters:

1. NAICS 2361 Residential Building Construction
2. NAICS 2362 Non-Residential Building Construction
3. NAICS 721 Accommodation
4. NAICS 722 Food Services
5. NAICS 44 Retail Trade

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. At this time, the Regional Center is not located within a Targeted Investment Area. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$1,000,000. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Hollywood Circle, LLC Project (consisting of a mix of commercial and residential properties adjacent to the Hollywood Arts Park at Young Circle) is approved a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum; Sample/Draft dated April 29, 2010
 - b. Subscription Agreement; Sample/Draft dated October 30, 2009
 - c. Escrow Agreement; and Sample/Draft dated October 30, 2009
 - d. Operating Agreement Sample/Draft dated October 30, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

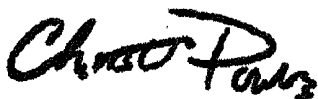
Broward County Regional Center, LLC/ W09001130

Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Larry J. Behar, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8-C

FEB 11 2009

AL3100621

James C. Wolf
Golden Pacific Ventures, Inc.
1301 Ygnacio Valley Road, Suite 100
Walnut Creek, CA 94598

FILE COPY

Application: Request for Designation as a Regional Center
Applicants: James C. Wolf
Proposed Enterprise: Golden Pacific Ventures, Inc

RE: Proposal for Designation as a Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, in July 2005, Golden Pacific Ventures, Inc submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Golden Pacific Farms Regional Center (GPF), with a geographic area focusing on Northern California and Southern Oregon. For EB-5 Immigrant Investor purposes GPF sought to focus investment in the following business activity:

1. Commercial Farming, and
2. Commuter Centers.

On October 16, 2008, USCIS issued a Request for Evidence (RFE). On January 15, 2009, a response to the RFE was received which satisfactorily supplied the requested evidence and changed the geographic focus to the County of Hawaii in the State of Hawaii also called the "Big Island" but excluding certain unsuitable census tracts, namely: 202, 203, 204, 205, 207.01, 207.02, 208.02, 214, 215.03, 216.01, and 216.02. The business activity was changed to:

1. Farming tropical fruits:
 - a. Lychee,
 - b. Longan, and
 - c. Rambutan.

The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using RIMS II multipliers;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A Hawaii County Census Tracts Map;
- A Farm Management Agreement;
- An Investor Qualifications Memorandum;
- Sample Escrow Instructions; and
- A Marketing/Promotional Plan.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates Golden Pacific Farms Regional Center (GPF) as a Regional Center within the Immigrant Investor Pilot Program. GPF shall have a geographic scope which includes the County of Hawaii in the State of Hawaii also called the "Big Island" but excluding certain unsuitable census tracts, namely: 202, 203, 204, 205, 207.01, 207.02, 208.02, 214, 215.03, 216.01, and 216.02.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the GPF business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial investment activities:

1. Farming tropical fruits:
 - a. Lychee,
 - b. Longan, and
 - c. Rambutan.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the GPF area. The geographic focus of this area contains all Rural Area, hence, Targeted Employment Area (TEA). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, because all of the investments will occur within a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the GPF area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved GPF proposal and its indirect job creation model and multipliers contained within the final approved GPF application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the GPF, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the GPF, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the GPF approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved:
 - a. Offering Circular or equivalent;
 - b. LLC Agreement;
 - c. Farm Management Agreement; and
 - d. Escrow Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE GOLDEN PACIFIC FARMS REGIONAL CENTER (GPF):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:

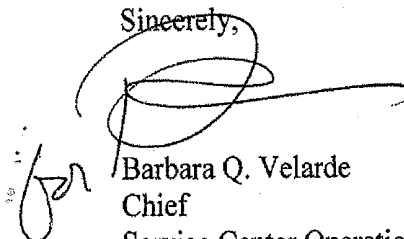
- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.

- ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the GPF approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area is intended to encompass only rural areas of the County of Hawaii (the Big Island). However, population centers change over time as do high unemployment areas. The final determination of whether any particular area is a Targeted Employment Area is made at the time of investment or the time of filing the I-526, whichever occurs first. Therefore, the Regional Center may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs as defined in 8 CFR 204.6(e).

Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition

will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Preservation or creation of direct jobs

Where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien's subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement
 - b. Private Placement Memorandum
 - c. Subscription Agreement and
 - d. Limited Partnership Agreement
 - e. Escrow Agreement and Instructions, if any

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:

- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

DATE: **OCT 14 2010**

David C. Keller
17470 N. Pacesetter Way
Scottsdale, AZ 85255

Application: Request for Designation as a Regional Center
Applicant(s): David C. Keller

Re: Grand Canyon Regional Center
W09001750

Pursuant to Section 610 of the Appropriations Act of 1993, on April 16, 2010, David C. Keller submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Grand Canyon Regional Center. In addition, the Regional Center is requesting approval of the Transitional Care Unit Facilities Investment Project.

Based on its review and analysis of your proposal, USCIS hereby designates Grand Canyon Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

*The Grand Canyon Regional Center shall have a geographic scope which includes the Arizona Counties of Maricopa and Pinal.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Real estate construction, renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry: NAICS Code 621 Health Care.

If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Based on its review and analysis of your proposal, USCIS hereby designates Transitional Care Unit Facilities Investment Project as an approved Capital Investment Project for the Grand Canyon Regional Center. This project approval will allow investors in the Grand Canyon Development Fund I, LLC to file Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee. The job creation methodology to be used for this project is REDYN.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center and the Transitional Care Unit Facilities Investment Project, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan for the Transitional Care Unit Facilities Investment Project.
3. A copy of the Grand Canyon Development Fund I Business Plan.
4. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
5. Listing of all the project investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
6. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; (dated April 5, 2010)
 - b. Subscription Agreement; (draft submitted April 16, 2010)
 - c. Operating Agreement; and (draft submitted April 16, 2010)
 - d. Escrow Agreement. (draft submitted April 16, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance

with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **MAY 09 2012**

Robert W. Frost
Great Southwest Regional Center, LLC
14114 Dallas Parkway, Suite 380
Dallas, TX 75254

Application: Request for Designation as a Regional Center
Applicant(s): Robert W. Frost

Re: Great Southwest Regional Center, LLC
RCW1034750118/ID1034750118/Formerly W09003850

Pursuant to Section 610 of the Appropriations Act of 1993, on October 19, 2010, Robert W. Frost submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Great Southwest Regional Center, LLC.

USCIS hereby designates Great Southwest Regional Center, LLC, as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Great Southwest Regional Center, LLC, shall have a geographic scope which includes the County of Harris in the State of Texas.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on a "hypothetical" business plan. As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the development, operation and management of home health care service enterprises within the Regional Center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities in new commercial enterprises in the following target industry economic category:

1. NAICS 621610 Home Health Care Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry category, then an I-924 amendment application would be required to add that industry category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in Title 8 Code of Federal Regulations (8 CFR) 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise. Otherwise, the minimum required investment is \$1,000,000.

EMPLOYMENT CREATION

The economic model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and Nationality Act, 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on a "hypothetical" business plan which utilizes the RIM II input/output model to establish indirect job creation. A review of the RIMS II input/output model submitted shows that this economic analysis is reasonable based on the hypothetical business plan submitted.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

Additionally, it should be noted that the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the RIMS II input/output model that derived job creation estimates based on multipliers rooted in direct employment for home health care services. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved a detailed business plan which was supported by the RIMS II input/output model that derived job creation estimates based on multipliers rooted in direct employment for home health care services, would need to be supported by evidence showing the direct employees at the home health care services.

If changes are made to the economic model, at the time USCIS reviews the alien investor's I-829 petition, USCIS will review the evidence to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Subscription Agreement
 - c. Escrow Agreement
 - d. Confidential Private Placement Memorandum

Draft dated October 26, 2010
Draft dated October 7, 2011
Draft submitted November 22, 2010
Draft dated December 6, 2011

Note: Each petition must also include any other evidence that is relevant to an investment project, such as, licenses and permits, building contracts, projection and timeline plans, construction costs, commitment letters, limited partnership agreements, advisory opinions, feasibility studies, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of a Form I-924A Supplement by each regional center that remains designated for participation in the pilot program of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: DEC 13 2011

Great Texas Regional Center, LLC
C/O Roger W. Christoph
21575 Hwy 59 North
New Caney, TX 77357

Application: Request for Designation as a Regional Center
Applicant(s): Roger W. Christoph

Re: Great Texas Regional Center, LLC
RCW1034250068/ID1034250068/Formerly W09003440

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Roger W. Christoph submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Great Texas Regional Center, LLC.

USCIS hereby designates Great Texas Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

Great Texas Regional Center, LLC shall have a geographic scope to include the entire State of Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loan and/or equity funding for the construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 236220 Commercial and Institutional Building Construction
2. NAICS 711310 Promoters of Performing Arts, Sports and Similar Events with Facilities

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic input-output model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses or estimated hard cost construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect and/or induced jobs based on multipliers tied to job creation inputs such as revenues generated by businesses or hard cost construction expenditures, needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices, balance sheets (in the case of estimated hard cost construction expenditures) or financial statements showing sales revenues (in the case of revenues generated by businesses occupying space) which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

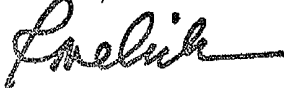
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement Draft version 1 dated September 24, 2011
 - b. Escrow Agreement Draft version 1 dated September 24, 2011
 - c. Private Placement Memorandum Draft version 1 dated September 24, 2011
 - d. Subscription Agreement Draft version 1 dated September 24, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely, ..



Rosemary Langley Melville
Director
California Service Center

cc: Charles C. Foster, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: DEC 13 2011

Great Texas Regional Center, LLC
C/O Roger W. Christoph
21575 Hwy 59 North
New Caney, TX 77357

Application: Request for Designation as a Regional Center
Applicant(s): Roger W. Christoph

Re: Great Texas Regional Center, LLC
RCW1034250068/ID1034250068/Formerly W09003440

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Roger W. Christoph submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Great Texas Regional Center, LLC.

USCIS hereby designates Great Texas Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

Great Texas Regional Center, LLC shall have a geographic scope to include the entire State of Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loan and/or equity funding for the construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 236220 Commercial and Institutional Building Construction
2. NAICS 711310 Promoters of Performing Arts, Sports and Similar Events with Facilities

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic input-output model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses or estimated hard cost construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect and/or induced jobs based on multipliers tied to job creation inputs such as revenues generated by businesses or hard cost construction expenditures, needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices, balance sheets (in the case of estimated hard cost construction expenditures) or financial statements showing sales revenues (in the case of revenues generated by businesses occupying space) which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Escrow Agreement
 - c. Private Placement Memorandum
 - d. Subscription Agreement

Draft version 1 dated September 24, 2011
Draft version 1 dated September 24, 2011
Draft version 1 dated September 24, 2011
Draft version 1 dated September 24, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Charles C. Foster, Esq.



U.S. Citizenship
and Immigration
Services

DATE:

JUL 20 2011

Kyle Walker
Green Card Fund, LLC
9735 N. 90th Place, Suite 250
Scottsdale, AZ 85258

Application: Request to Amend Designation as a Regional Center
Applicant(s): Kyle Walker

Re: Green Card Fund Regional Center
RCW1031910265 (formerly W09002840)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the Green Card Fund Regional Center ("GCFRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on February 4, 2010. On June 8, 2011, USCIS approved an amendment request to expand and include new escrow agents and raise the regional center's administration fee. In a written request, dated October 27, 2010, the GCFRC submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program to include the new industry categories of accommodation, manufacturing, general offices, education, restaurant, retail, construction, banking, trucking and alternative energy and to expand the area of its regional center to include all the counties in the State of Arizona.

USCIS hereby approves the GCFRC amendment to include new industry categories and widen the scope of its designated area to seek investors to invest in new commercial enterprises.

GEOGRAPHIC AREA:

The GCFRC shall have a geographic scope which includes the counties of Maricopa, Pinal, Yuma, La Paz, Mohave, Santa Cruz, Cochise, Gila, Greenlee, Graham, Yavapai, Coconino, Navajo, Apache, and Pima in the State of Arizona.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some Targeted Employment Areas ("TEAs") as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment is located within a TEA area, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish through the submission of the required evidence in 8 CFR 204.6(j)(6) at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: equity funding of or third party loans to enterprises engaged in the construction of hotel/motel and restaurant services; construction of medical office facilities and hospitals; construction and development of office building and other related infrastructures; design, development and operation of manufacturing facilities; and design and develop residential buildings; and design and construct facilities and other support services and funding for specialized alternative energy technology development.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|------------------|-------------------------------|
| 1. NAICS 721 | Accommodation |
| 2. NAICS 31-33 | Manufacturing |
| 3. NAICS 621 | Medical Offices |
| 4. NAICS 541 | General Offices |
| 5. NAICS 622 | Hospital |
| 6. NAICS 611 | Education |
| 7. NAICS 722 | Restaurant |
| 8. NAICS 44-45 | Retail |
| 9. NAICS 23 | Construction |
| 10. NAICS 522 | Banking |
| 11. NAICS 484 | Trucking; and |
| 12. NAICS 221119 | Alternative Energy Technology |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The job creation methodology approved with this amendment has been established by the use of the IMPLAN model and each \$1,000,000 investment in the project outlines presented.

The capital investment project identified in the business plan in the Form I-526 petition must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional residency. In addition, the Form I-829 must show that the business plan for the exemplar project submitted with the I-526 petition was carried out and that at least ten jobs for qualified employees per investor were created as a result of the investment in that project. The business plan in the Form I-526 petition may not be materially changed to a different project after the I-526 petition is filed.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this project and the Regional Center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation, and any subsequent amendment approval letters.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample dated Oct. 15, 2009)
 - b. Subscription Agreement (None submitted)
 - c. Limited Partnership Agreement; and (None submitted)
 - d. Escrow Agreement. (None submitted)

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, operating agreements, feasibility studies, advisory opinions, project timelines, production costs, promissory notes, loan arrangements, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Christopher J. Brelje, Esq.



**U.S. Citizenship
and Immigration
Services**

June 8, 2011

Green Card Fund LLC
Attn: Kyle Walker, Director of Operations
9735 North 90th Pl. Suite 250
Scottsdale, AZ 85258

Application: Request for Amendment to a Regional Center
Applicant(s): Kyle Walker

Re: Green Card Fund, LLC
RCW1034050034

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 22, 2010, Christopher J. Frelje submitted a request seeking amendment to the Green Card Fund, LLC, a regional center that was approved by U.S. Citizenship and Immigration Services (USCIS) on February 4, 2010.

USCIS hereby approves the amendment to Green Card Fund, LLC regional center within the Immigrant Investor Pilot Program as described below:

The number of possible escrow agents is expanded to include Sun Trust Bank, Atlanta, GA, UBS, 15315 Culver Plaza Dr., Ste. 187, Irvine, CA 92604 and Bank of America, 111 Wall Street, New York, NY 10005.

The administration fee is raised to \$55,000.

GEOGRAPHIC AREA:

The Green Card Fund, LLC shall have a geographic scope which includes the Arizona counties of Maricopa and Pinal.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Construction, Development and Management of Medical Offices.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic category:

1. NAICS 621 Health Care Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of this area contains some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Arizona. Therefore, the minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the REDYN methodology was used.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that

shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of:

- | | |
|-----------------------------------|------------------------------|
| a. Private Placement Memorandum | (Sample dated Oct. 15, 2009) |
| b. Subscription Agreement; and | (None submitted) |
| c. Limited Partnership Agreement. | (None submitted) |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Christopher J. Brelje, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: August 30, 2010

*****AMENDED NOTICE*****

Green Detroit Regional Center, LLC
c/o ALTe, LLC
4425 Purks Road
Auburn Hills, MI 48356

Application: Request for Designation as a Regional Center
Applicant(s): Simon Ahn

Re: Green Detroit Regional Center, LLC
File no. W09002450

Pursuant to Section 610 of the Appropriations Act of 1993, on February 23, 2010, Simon Ahn submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Green Detroit Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Green Detroit Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Green Detroit Regional Center, LLC shall have a geographic scope which includes the counties of Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity(ies): (Loans to 3rd party enterprises, specifically ALTe, for the purpose of hiring new employees and expansion of the existing business of manufacturing drive trains for electric and hybrid vehicles.

The Regional Center for EB-5 Immigrant purposes shall focus investments into the following target industry economic cluster:

1. NAICS 3363 Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Michigan, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case the RIMS II Final Demand Methodology was used.

EMPLOYMENT CREATION AND/OR JOB PRESERVATION

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement for the RC (Dated July 1, 2010)
 - b. Operating Agreement for SMS (Dated July 13, 2010)
 - c. Private Offering of Ltd. Partnership Interests (Sample submitted Aug. 30, 2010)
 - d. Subscription Agreement; and (Sample submitted Aug. 30, 2010)
 - e. Limited Partnership Agreement. (Dated July 15, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of “new” direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of “preserved” or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Green Detroit Regional Center, LLC – W09002450

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

JUL 19 2011

Date:

Green Detroit Regional Center, LLC
C/O Ahn & Associates, LLC
1876-E Independence Square
Dunwoody, GA 30338

Application: Request to Amend Designation as a Regional Center
Applicant(s): Simon H. Ahn

Re: Green Detroit Regional Center
RCW1034150049/ (formerly W09003660)

Pursuant to Section 610 of the Appropriations Act of 1993, on August 30, 2010, Green Detroit Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On November 22, 2010, Simon H. Ahn submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Green Detroit Regional Center as follows:

1. To expand the geographic scope of the regional center to include Shiawassee County in the State of Michigan.
2. To add a third phase of capitalization consisting of an additional \$10,000,000 for investment. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

The Green Detroit Regional Center shall now have a geographic scope to include the counties of Shiawassee, Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, specifically ALTe for the hiring of new employees and expansion of the existing business of drive trains for electric and hybrid vehicles.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic category:

1. NAICS 3363 Auto Parts Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in sales revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above needs to be supported by evidence that sales revenues were generated in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:

a. Operating Agreement for the RC	Dated July 1, 2010
b. Operating Agreement for SMS Investment Group	Dated July 13, 2010
c. Private Offering of the LP Interests	Sample submitted August 30, 2010
d. Subscription Agreement	Sample submitted August 30, 2010
e. Subscription Agreement	Amendment submitted November 22, 2010
f. Limited Partnership Agreement	Dated July 15, 2010
g. Limited Partnership Agreement	Amendment submitted November 22, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A,

Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.

2. To include a capital investment project by SMS Green Box I, LP ("SMS Green Box") to make a \$35,000,000 equity investment in to the job-creating entity, Green Box NA Detroit, LLC ("Green Box Detroit") for the funding, development and operation of a manufacturing plant in the city of Romulus, Michigan. The plant will use ecologically advanced methods to convert 100% post-consumer materials into very high quality tissue products, cup products, electricity and fuel products. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

The Green Detroit Regional Center shall now have a geographic scope to include the counties of Shiawassee, Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, specifically ALTe for the hiring of new employees and expansion of the existing business of drive trains for electric and hybrid vehicles and the construction, development and operation of infrastructures and the securing of equipment for new businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic category:

1. NAICS 3363 Auto Parts Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in estimated project construction expenditures and sales revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved documents:

- | | |
|---|---------------------------------------|
| a. Operating Agreement for the RC | Dated July 1, 2010 |
| b. Operating Agreement (SMS Investment Group) | Dated July 13, 2010 |
| c. Private Offering of the LP Interests | Sample submitted August 30, 2010 |
| d. Subscription Agreement | Sample submitted August 30, 2010 |
| e. Subscription Agreement | Amendment submitted November 22, 2010 |
| f. Subscription Agreement (SMS Green Box I, LP) | Amendment submitted March 28, 2011 |
| g. LP Agreement | Dated July 15, 2010 |
| h. LP Agreement | Amendment submitted November 22, 2010 |
| i. LP Agreement (SMS Green Box I, LP) | Amendment submitted March 28, 2011 |
| j. Confidential Private Placement Memorandum | Draft dated March 23, 2011 |
| k. Escrow Agreements (SMS Green Box I, LP) | Drafts submitted March 28, 2011 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: August 30, 2010

Green Detroit Regional Center, LLC
c/o ALTe, LLC
4425 Purks Road
Auburn Hills, MI 48356

Application: Request for Designation as a Regional Center
Applicant(s): Simon Ahn

Re: Green Detroit Regional Center, LLC
File no. W09002450

Pursuant to Section 610 of the Appropriations Act of 1993, on February 23, 2010, Simon Ahn submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Green Detroit Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Green Detroit Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Green Detroit Regional Center, LLC shall have a geographic scope which includes the counties of Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity(ies): (Loans to 3rd party enterprises, specifically ALTe, for the purpose of hiring new employees and expansion of the existing business of manufacturing drive trains for electric and hybrid vehicles.

The Regional Center for EB-5 Immigrant purposes shall focus investments into the following target industry economic cluster:

1. NAICS 3363 Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Michigan, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case the RIMS II Final Demand Methodology was used.

EMPLOYMENT CREATION AND/OR JOB PRESERVATION

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement for the RC (Dated July 1, 2010)
 - b. Operating Agreement for SMS (Dated July 13, 2010)
 - c. Private Offering of Ltd. Partnership Interests (Sample submitted Aug. 30, 2010)
 - d. Subscription Agreement; and (Sample submitted Aug. 30, 2010)
 - e. Limited Partnership Agreement. (Dated July 1, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of “new” direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of “preserved” or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center’s hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center’s basis for its most recent designation and/or reaffirmation by USCIS.

Green Detroit Regional Center, LLC – W09002450

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



U.S. Citizenship
and Immigration
Services

Date: JUL 19 2011

Green Detroit Regional Center, LLC
C/O Ahn & Associates, LLC
1876-E Independence Square
Dunwoody, GA 30338

Application: Request to Amend Designation as a Regional Center
Applicant(s): Simon H. Ahn

Re: Green Detroit Regional Center
RCW1108750185/ID1031910193/Formerly W09003660

****Corrected****

Pursuant to Section 610 of the Appropriations Act of 1993, on August 30, 2010, Green Detroit Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On November 22, 2010, Simon H. Ahn submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Green Detroit Regional Center as follows:

1. To expand the geographic scope of the regional center to include Shiawassee County in the State of Michigan.
2. To add a third phase of capitalization consisting of an additional \$10,000,000 for investment. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Moreover, on March 28, 2011, Simon H. Ahn submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Green Detroit Regional Center as follows:

1. To add the following industry categories to the current list of approved industry categories:

NAICS 32212	Paper Mills Manufacturing
NAICS 33329	Other Industry Machinery Manufacturing (Paper Manufacturing Machinery)
NAICS 32229	Converted Paper Products Manufacturing
NAICS 32519	Basic Organic Chemicals Manufacturing
NAICS 562111	Solid Waste Collection
NAICS 23	Construction

2. To include a capital investment project by SMS Green Box I, LP ("SMS Green Box") to make a \$35,000,000 equity investment in to the job-creating entity, Green Box NA Detroit, LLC ("Green Box Detroit") for the funding, development and operation of a manufacturing plant in the city of Romulus, Michigan. The plant will use ecologically advanced methods to convert 100% post-consumer materials into very high quality tissue products, cup products, electricity and fuel products. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

The Green Detroit Regional Center shall now have a geographic scope to include the counties of Shiawassee, Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, specifically ALTe for the hiring of new employees and expansion of the existing business of drive trains for electric and hybrid vehicles and the construction, development and operation of infrastructures and the securing of equipment for new businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 3363	Auto Parts Manufacturing
2. NAICS 32212	Paper Mills Manufacturing
3. NAICS 33329	Other Industry Machinery Manufacturing (Paper Manufacturing Machinery)
4. NAICS 32229	Converted Paper Products Manufacturing
5. NAICS 32519	Basic Organic Chemicals Manufacturing
6. NAICS 562111	Solid Waste Collection
7. NAICS 23	Construction

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The economic input-output model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in estimated project construction expenditures and sales revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement for the RC Dated July 1, 2010
 - b. Operating Agreement (SMS Investment Group) Dated July 13, 2010
 - c. Private Offering of the LP Interests Sample submitted August 30, 2010
 - d. Subscription Agreement Sample submitted August 30, 2010
 - e. Subscription Agreement Amendment submitted November 22, 2010
 - f. Subscription Agreement (SMS Green Box I, LP) Amendment submitted March 28, 2011
 - g. LP Agreement Dated July 15, 2010
 - h. LP Agreement Amendment submitted November 22, 2010
 - i. LP Agreement (SMS Green Box I, LP) Amendment submitted March 28, 2011
 - j. Confidential Private Placement Memorandum Draft dated March 23, 2011
 - k. Escrow Agreements (SMS Green Box I, LP) Drafts submitted March 28, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Green Detroit Regional Center/RCW1108750185/ID1031910193/Formerly W09003660

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



U.S. Citizenship
and Immigration
Services

Date: August 30, 2010

*****AMENDED NOTICE*****

Green Detroit Regional Center, LLC
c/o ALTe, LLC
4425 Purks Road
Auburn Hills, MI 48356

Application: Request for Designation as a Regional Center
Applicant(s): Simon Ahn

Re: Green Detroit Regional Center, LLC
File no. W09002450

Pursuant to Section 610 of the Appropriations Act of 1993, on February 23, 2010, Simon Ahn submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Green Detroit Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Green Detroit Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Green Detroit Regional Center, LLC shall have a geographic scope which includes the counties of Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity(ies): (Loans to 3rd party enterprises, specifically ALTe, for the purpose of hiring new employees and expansion of the existing business of manufacturing drive trains for electric and hybrid vehicles.

The Regional Center for EB-5 Immigrant purposes shall focus investments into the following target industry economic cluster:

1. NAICS 3363 Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Michigan, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

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Multiplier based on underlying new "direct jobs"

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Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

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1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement for the RC (Dated July 1, 2010)
 - b. Operating Agreement for SMS (Dated July 13, 2010)
 - c. Private Offering of Ltd. Partnership Interests (Sample submitted Aug. 30, 2010)
 - d. Subscription Agreement; and (Sample submitted Aug. 30, 2010)
 - e. Limited Partnership Agreement. (Dated July 15, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

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1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Green Detroit Regional Center, LLC - W09002450

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: JUL 19 2011

Green Detroit Regional Center, LLC
C/O Ahn & Associates, LLC
1876-E Independence Square
Dunwoody, GA 30338

Application: Request to Amend Designation as a Regional Center
Applicant(s): Simon H. Ahn

Re: Green Detroit Regional Center
RCW1108750185/ID1031910193/Formerly W09003660

****Corrected****

Pursuant to Section 610 of the Appropriations Act of 1993, on August 30, 2010, Green Detroit Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On November 22, 2010, Simon H. Ahn submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Green Detroit Regional Center as follows:

1. To expand the geographic scope of the regional center to include Shiawassee County in the State of Michigan.
2. To add a third phase of capitalization consisting of an additional \$10,000,000 for investment. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Moreover, on March 28, 2011, Simon H. Ahn submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Green Detroit Regional Center as follows:

1. To add the following industry categories to the current list of approved industry categories:

NAICS 32212	Paper Mills Manufacturing
NAICS 33329	Other Industry Machinery Manufacturing (Paper Manufacturing Machinery)
NAICS 32229	Converted Paper Products Manufacturing
NAICS 32519	Basic Organic Chemicals Manufacturing
NAICS 562111	Solid Waste Collection
NAICS 23	Construction

2. To include a capital investment project by SMS Green Box I, LP ("SMS Green Box") to make a \$35,000,000 equity investment in to the job-creating entity, Green Box NA Detroit, LLC ("Green Box Detroit") for the funding, development and operation of a manufacturing plant in the city of Romulus, Michigan. The plant will use ecologically advanced methods to convert 100% post-consumer materials into very high quality tissue products, cup products, electricity and fuel products. This project will allow immigrant investors in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

The Green Detroit Regional Center shall now have a geographic scope to include the counties of Shiawassee, Wayne, Lapeer, Livingston, Macomb, Oakland and St. Clair of the State of Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, specifically ALTe for the hiring of new employees and expansion of the existing business of drive trains for electric and hybrid vehicles and the construction, development and operation of infrastructures and the securing of equipment for new businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 3363 Auto Parts Manufacturing
2. NAICS 32212 Paper Mills Manufacturing
3. NAICS 33329 Other Industry Machinery Manufacturing (Paper Manufacturing Machinery)
4. NAICS 32229 Converted Paper Products Manufacturing
5. NAICS 32519 Basic Organic Chemicals Manufacturing
6. NAICS 562111 Solid Waste Collection
7. NAICS 23 Construction

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The economic input-output model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in estimated project construction expenditures and sales revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement for the RC Dated July 1, 2010
 - b. Operating Agreement (SMS Investment Group) Dated July 13, 2010
 - c. Private Offering of the LP Interests Sample submitted August 30, 2010
 - d. Subscription Agreement Sample submitted August 30, 2010
 - e. Subscription Agreement Amendment submitted November 22, 2010
 - f. Subscription Agreement (SMS Green Box I, LP) Amendment submitted March 28, 2011
 - g. LP Agreement Dated July 15, 2010
 - h. LP Agreement Amendment submitted November 22, 2010
 - i. LP Agreement (SMS Green Box I, LP) Amendment submitted March 28, 2011
 - j. Confidential Private Placement Memorandum Draft dated March 23, 2011
 - k. Escrow Agreements (SMS Green Box I, LP) Drafts submitted March 28, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Green Detroit Regional Center/RCW1108750185/ID1031910193/Formerly W09003660

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

September 15, 2009

John Chang
C/O Green Energy Regional Center, LLC
Green Energy Regional Center
5201 Great America Parkway, Suite 270 VPac
Santa Clara, California 95054

File No. W09000730

Application: Request for Designation as a Regional Center
Applicant(s): John Chang

Re: Green Energy Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on May 22, 2009, John Chang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Green Energy Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Green Energy Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Green Energy Regional Center shall have a geographic scope which includes the entire state of California

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: debt and equity capital funding for clean-energy projects in solar, wind, geothermal and biomass.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 2 target industry economic clusters:

1. Solar Panel Manufacturing Plants
2. Solar Panel Installation

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Offering Memorandum;
 - b. Subscription Agreement;
 - c. Limited Partnership Agreement; and
 - d. Escrow Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

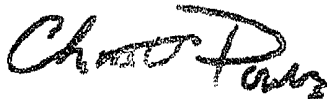
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Green Energy Regional Center
Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Christina Poulos". The signature is fluid and cursive, with the first name "Christina" and last name "Poulos" clearly distinguishable.

Christina Poulos
Director
California Service Center

Cc: Carolyn S. Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

August 21, 2009

Daniel D. Swavely
C/O Guam Strategic Development LLC
Villa Kanton Tusi #1201
301 Frank H. Cushing Way
Tumon, Guam 96913

File No. W09000570

Application: Request for Designation as a Regional Center
Applicant(s): Daniel D. Swavely

Re: Guam Strategic Development LLC Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on April 3, 2009 Daniel D. Swavely submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Guam Strategic Development LLC Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Guam Strategic Development LLC Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Guam Strategic Development LLC Regional Center shall have a geographic scope which includes the entire island of Guam.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: development and construction of facilities and investment in certain businesses.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Retail Trade
2. Hotels
3. Restaurants
4. Warehouse and Distribution
5. Office Building
6. Mixed-Use Development (including service stations and residential units)

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the Regional Center is not located within a Targeted Investment Area. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$1,000,000. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such

evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement;
 - c. Limited Partnership Agreement; and
 - d. Escrow Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or

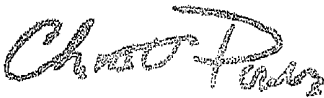
Guam Strategic Development LLC Regional Center

Page 6

- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Lincoln Stone, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

JUL 13 2009

Messrs. David Voelker and George E. Brower, II
Gulf Coast Funds Management, LLC
650 Poydras Street, Ste 2830
New Orleans, LA 70130

Re: Amendment to a Regional Center under the Immigrant Investor Pilot Program

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on January 17, 2008, GCFM submitted a proposal for the designation of Gulf Coast Funds Management Regional Center which focuses on the entirety of the states of Mississippi and Louisiana. The industry focus is primarily as follows:

1. Shipbuilding,
2. Food Processing Plants, and
3. Manufacturing Plants.

The initial proposal contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A Private Placement Memorandum;
- An Operating Agreement;
- A Subscription Agreement; and
- A Management Agreement.

The initial regional center proposal for GCFM was approved by USCIS on August 18, 2008.

On May 7, 2009, petitioner submitted an amendment to its approved regional center requesting the establishment of two additional investment GCFM funds. The amendment is approved. The separate IMPLAN investment funds have been added below.

1. Gulf Coast Automotive Investment Fund A-1 (GCAIF A-1)

Gulf Coast Automotive Investment Fund A-1 entails the construction and subsequent operation of a manufacturing facility where hybrid automobiles will be designed and manufactured. The facility will consist of multiple buildings including a factory, machine shop, office building, museum and residential housing. When fully operational, the facility is expected to be able to produce up to one million vehicles per year.

2. Gulf Coast Fund I (GCF)

Gulf Coast Fund I entails the construction and subsequent operation a shipyard in Houma, Louisiana where \$60 million in new ships will be built. The shipyard complex will consist of four buildings, an underground foundation, footings, drainage, utilities, electrical platforms, a parking lot, warehouse and a sewage plant.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates GCFM as a Regional Center within the Immigrant Investor Pilot Program to include two additional, separate capital investment funds. GCFM shall continue to have a geographic scope that includes the entire states of both Mississippi and Louisiana as a Regional Center.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the GCFM business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial enterprise activities within Mississippi and Louisiana:

1. Shipbuilding.
2. Food Processing Plants, and
3. Manufacturing Plants.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the GCFM area comprised of the states of Mississippi and Louisiana. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEAs) as designated by the States of Mississippi and Louisiana and rural TEA's as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$ 500,000 if inside a TEA, or \$1,000,000 if outside a TEA.

EMPLOYMENT CREATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the GCFM area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved GCFM proposal and its indirect job creation model and multipliers contained within the final approved GCFM application package. In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the GCFM, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the GCFM, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the GCFM amendment approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into the Transit Village or any other similar project will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees per alien investor.

4. A legally executed copy of:
 - a. the Private Placement Memorandum;
 - b. the Subscription Agreement; and
 - c. the Operating Agreement.

**DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE GCFM
REGIONAL CENTER:**

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center, in order to maintain the validity of its approval and designation, must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

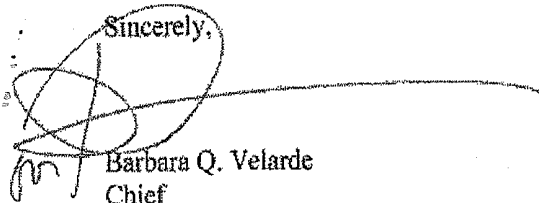
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity.
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC

Gulf Coast Funds Management Regional Center (GCFM), MS and LA Amendment Approval
Page 7

- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the GCFM amendment approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by e-mail at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File
Stephen Yale-Loehr, Esq.

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



**U.S. Citizenship
and Immigration
Services**

HQSCOPS 70/6.2.8

AUG 1 8 2008

Messrs. David Voelker and George E. Brower, II
Gulf Coast Funds Management, LLC
650 Poydras Street, Ste 2830
New Orleans, LA 70130

Re: Proposal for Designation of Gulf Coast Funds Management (GCFM) as a USCIS recognized Regional Center under the Immigrant Investor Pilot Program

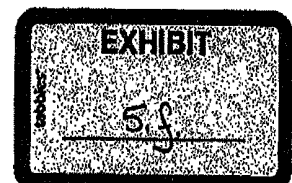
BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on January 17, 2008, Gulf Coast Funds Management (GCFM) submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the GCFM Regional Center (GCFM-RC), with a geographic area focusing on the entirety of the states of Mississippi and Louisiana. The GCFM-RC for EB-5 Immigrant Investor purposes shall focus investment in the following three target industry economic clusters:

1. Shipbuilding;
2. Food Processing; and
3. Manufacturing.

The initial proposal contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A sample Private Placement Memorandum;
- A sample Operating Agreement;
- A sample Subscription Agreement; and
- A sample Management Agreement.



DECISION:

Based on its review and analysis of your January 17, 2008 proposal, and of your response to the USCIS Request For Evidence of August 1, 2008, to which you provided a supplemental business plan, and a more in-depth and comprehensive economic and job creation analysis relating to the two-state scope and economic impacts, USCIS hereby approves and designates GCFM as a Regional Center within the Immigrant Investor Pilot Program with a geographic scope which includes the entire states of Mississippi and Louisiana.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the GCFM-RC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following target industry commercial enterprise activities within Mississippi and Louisiana:

1. Shipbuilding;
2. Food Processing; and
3. Manufacturing.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the GCFM-RC area comprised of the states of Mississippi and Louisiana. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEA) as designated by the States of Mississippi and Louisiana, and rural TEA's as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the GCFM-RC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved GCFM-RC proposal and its indirect job creation model and multipliers contained within the final approved GCFM-RC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the GCFM-RC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the GCFM-RC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the GCFM-RC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the GCFM-RC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.¹
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per each immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement;

¹With respect to an individual I-526 individual investor petition, for any large scale high impact investor manufacturing or processing projects such as a shipyard, other large-scale manufacturing or processing plants, the detailed business plan should also address or reflect those project critical factors associated with infrastructure required to support operations on the scale proposed, in terms of roads, rail tracks and facilities, port capacity, water, sewage, electrical power capacity to meet the projected demand imposed by the envisioned facility, fire fighting services and capabilities, and environmental impact issues.

- c. Operating Agreement; and
- d. Management Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE GCFM-RC REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year², commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one

² A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
- i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each

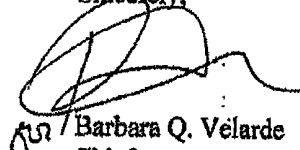
Federal Fiscal Year to date made through your regional center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC

- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the GCFM-RC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File
Stephen Yale-Loehr, Esq.





U.S. Citizenship
and Immigration
Services

Date: **JUL 28 2011**

William Hagerman
Gulf Coast Regional Investment Center, LLC
2705 Scenic Highway 98
Destin, FL 32541

Application: Request for Designation as a Regional Center
Applicant(s): William Hagerman

Re: Gulf Coast Regional Investment Center
RCW1031910068/ (Formerly W09002580)

Pursuant to Section 610 of the Appropriations Act of 1993, on September 23, 2010, William Hagerman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Gulf Coast Regional Investment Center.

USCIS hereby designates Gulf Coast Regional Investment Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Gulf Coast Regional Investment Center shall have a geographic scope to include the Florida Counties of Bay, Washington, Holmes, Walton, Okaloosa, Santa Rosa and Escambia; the Alabama Counties of Baldwin, Mobile, Escambia, Washington, Clarke, Conecuh, Covington, Coffee, Dale, Geneva, Barbour, Pike, Crenshaw, Butler, Pike, Montgomery, Lowndes, Dallas, Marengo, Monroe, Wilcox, and Choctaw; the Mississippi Counties of Lauderdale, Newton, Scott, Rapkin, Madison, Holmes, Yazoo, Attala, Humphries, Sharkey, Issaquena, Warren, Hinds, Smith, Jasper, Wayne, Jones, Covington, Simpson, Smith, Jeff Davis, Lawrence, Lincoln, Copiah, Claiborne, Jefferson, Adams, Franklin, Wilkinson, Amite, Pike, Lawrence, Walthall, Marion, Lamar, Perry, Forrest, Greene, George, Stone, Pearl River, Hancock, Harrison and Jackson; and the Louisiana Counties of Washington, Tangipahoa, St. Tammany, Livingston, St. Helena, East Feliciana, West Feliciana, East Baton Rouge, West Baton Rouge, Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, Lafourche, St. John the Baptist, Ascension, Assumption, St. James, Terrebonne, St. Mary, Iberville, St. Martin, Lafayette, St. Landry, Avoyelles, Pointe Coupee, and Concordia.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises and the construction and development of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|-----------------------------------|
| 1. NAICS 236000 | Construction |
| 2. NAICS 721000 | Accommodation |
| 3. NAICS 722000 | Food Services and Drinking Places |
| 4. NAICS 713110 | Amusement and Theme Parks |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based on its review and analysis of your proposal, USCIS hereby designates the **Henderson Beach Resort Hotel** Project as an approved Capital Investment Project for the Gulf Coast Regional Investment Center.

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plans for Gulf Coast Regional Investment Center (dated 06/04/2011) and the Henderson Beach Resort Hotel (dated 06/12/2011).
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis (dated 06/02/2011) which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum Draft dated 06/12/2011
 - b. Subscription Agreement (Henderson Beach Investors LP) Draft dated 11/12/2010
 - c. Escrow Agreement (Henderson Beach Investors LP) Draft dated 06/12/2011
 - d. Limited Partnership Agreement (Henderson Beach Investors LP) Draft dated 06/12/2011
 - e. Loan Agreement (Henderson Beach Investors LP & Resort Hotel) Draft dated 06/12/2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Paul W. Virtue, Esq.



U.S. Citizenship
and Immigration
Services

Date: **JUL 28 2011**

William Hagerman
Gulf Coast Regional Investment Center, LLC
2705 Scenic Highway 98
Destin, FL 32541

Application: Request for Designation as a Regional Center
Applicant(s): William Hagerman

Re: Gulf Coast Regional Investment Center
RCW1031910068/ (Formerly W09002580)

****Corrected****

Pursuant to Section 610 of the Appropriations Act of 1993, on September 23, 2010, William Hagerman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Gulf Coast Regional Investment Center.

USCIS hereby designates Gulf Coast Regional Investment Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Gulf Coast Regional Investment Center shall have a geographic scope to include the Florida Counties of Bay, Washington, Holmes, Walton, Okaloosa, Santa Rosa and Escambia; the Alabama Counties of Baldwin, Mobile, Escambia, Washington, Clarke, Conecuh, Covington, Coffee, Dale, Geneva, Barbour, Pike, Crenshaw, Butler, Pike, Montgomery, Lowndes, Dallas, Marengo, Monroe, Wilcox, and Choctaw; the Mississippi Counties of Lauderdale, Newton, Scott, Rankin, Madison, Holmes, Yazoo, Attala, Humphries, Sharkey, Issaquena, Warren, Hinds, Smith, Jasper, Wayne, Jones, Covington, Simpson, Smith, Jeff Davis, Lawrence, Lincoln, Copiah, Claiborne, Jefferson, Adams, Franklin, Wilkinson, Amite, Pike, Lawrence, Walthall, Marion, Lamar, Perry, Forrest, Greene, George, Stone, Pearl River, Hancock, Harrison and Jackson; and the Louisiana Counties of Washington, Tangipahoa, St. Tammany, Livingston, St. Helena, East Feliciana, West Feliciana, East Baton Rouge, West Baton Rouge, Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, Lafourche, St. John the Baptist, Ascension, Assumption, St. James, Terrebonne, St. Mary, Iberville, St. Martin, Lafayette, St. Landry, Avoyelles, Pointe Coupee, and Concordia.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises and the construction and development of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|-----------------------------------|
| 1. NAICS 236000 | Construction |
| 2. NAICS 721000 | Accommodation |
| 3. NAICS 722000 | Food Services and Drinking Places |
| 4. NAICS 713110 | Amusement and Theme Parks |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based on its review and analysis of your proposal, USCIS hereby designates the **Henderson Beach Resort Hotel** Project as an approved Capital Investment Project for the Gulf Coast Regional Investment Center.

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plans for Gulf Coast Regional Investment Center (dated 06/04/2011) and the Henderson Beach Resort Hotel (dated 06/12/2011).
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis (dated 06/02/2011) which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum Draft dated 06/12/2011
 - b. Subscription Agreement (Henderson Beach Investors LP) Draft dated 11/12/2010
 - c. Escrow Agreement (Henderson Beach Investors LP) Draft dated 06/12/2011
 - d. Limited Partnership Agreement (Henderson Beach Investors LP) Draft dated 06/12/2011
 - e. Loan Agreement (Henderson Beach Investors LP & Resort Hotel) Draft dated 06/12/2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Paul W. Virtue, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 28 2011**

William Hagerman
Gulf Coast Regional Investment Center, LLC
2705 Scenic Highway 98
Destin, FL 32541

Application: Request for Designation as a Regional Center
Applicant(s): William Hagerman

Re: Gulf Coast Regional Investment Center
RCW1031910068/ (Formerly W09002580)

****Corrected****

Pursuant to Section 610 of the Appropriations Act of 1993, on September 23, 2010, William Hagerman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Gulf Coast Regional Investment Center.

USCIS hereby designates Gulf Coast Regional Investment Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Gulf Coast Regional Investment Center shall have a geographic scope to include the Florida Counties of Bay, Washington, Holmes, Walton, Okaloosa, Santa Rosa and Escambia; the Alabama Counties of Baldwin, Mobile, Escambia, Washington, Clarke, Conecuh, Covington, Coffee, Dale, Geneva, Barbour, Pike, Crenshaw, Butler, Pike, Montgomery, Lowndes, Dallas, Marengo, Monroe, Wilcox, and Choctaw; the Mississippi Counties of Lauderdale, Newton, Scott, Rankin, Madison, Holmes, Yazoo, Attala, Humphries, Sharkey, Issaquena, Warren, Hinds, Smith, Jasper, Wayne, Jones, Covington, Simpson, Smith, Jeff Davis, Lawrence, Lincoln, Copiah, Claiborne, Jefferson, Adams, Franklin, Wilkinson, Amite, Pike, Lawrence, Walthall, Marion, Lamar, Perry, Forrest, Greene, George, Stone, Pearl River, Hancock, Harrison and Jackson; and the Louisiana Counties of Washington, Tangipahoa, St. Tammany, Livingston, St. Helena, East Feliciana, West Feliciana, East Baton Rouge, West Baton Rouge, Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, Lafourche, St. John the Baptist, Ascension, Assumption, St. James, Terrebonne, St. Mary, Iberville, St. Martin, Lafayette, St. Landry, Avoyelles, Pointe Coupee, and Concordia.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises and the construction and development of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|-----------------------------------|
| 1. NAICS 236000 | Construction |
| 2. NAICS 721000 | Accommodation |
| 3. NAICS 722000 | Food Services and Drinking Places |
| 4. NAICS 713110 | Amusement and Theme Parks |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based on its review and analysis of your proposal, USCIS hereby designates the **Henderson Beach Resort Hotel** Project as an approved Capital Investment Project for the Gulf Coast Regional Investment Center.

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plans for Gulf Coast Regional Investment Center (dated 06/04/2011) and the Henderson Beach Resort Hotel (dated 06/12/2011).
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis (dated 06/02/2011) which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum Draft dated 06/12/2011
 - b. Subscription Agreement (Henderson Beach Investors LP) Draft dated 11/12/2010
 - c. Escrow Agreement (Henderson Beach Investors LP) Draft dated 06/12/2011
 - d. Limited Partnership Agreement (Henderson Beach Investors LP) Draft dated 06/12/2011
 - e. Loan Agreement (Henderson Beach Investors LP & Resort Hotel) Draft dated 06/12/2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Paul W. Virtue, Esq.

Exhibit A

Hawaii Regional Center Approval Notice



**U.S. Citizenship
and Immigration
Services**

June 7, 2011

Hawaiian Islands Regional Center, LLC
810 Richards Street, Suite 810
Honolulu, Hawaii 96813

Application: Request for Designation as a Regional Center
Applicant(s): Hawaiian Islands Regional Center, LLC

Re: Hawaiian Islands Regional Center
RCW1031910042

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 12, 2010, Hawaiian Islands Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Hawaiian Islands Regional Center.

USCIS hereby designates Hawaiian Islands Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Hawaiian Islands Regional Center shall have a geographic scope which includes the State of Hawaii.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the skilled nursing facilities with home health care services encompassing the categories of

1. NAICS 623110 Nursing Care Facilities
2. NAICS 621610 Home Health Care Services
3. NAICS 55111 Management of Companies and Enterprises
4. NAICS 236220 Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Draft submitted April 11, 2011)
 - b. Limited Partnership Agreement. (Draft submitted April 11, 2011)
5. A legally executed copy of the Subscription Agreement.

Capital Investment Plan for the Regency Care Center

Based on its review and analysis of your proposal, USCIS hereby designates the **Regency Care Center** Project located at 516 Kaumana Drive, Hilo, Hawaii as an approved Capital Investment Project for the Hawaiian Islands Regional Center. The Regency Center Care project will construct and lease a skilled nursing facility to Regency Pacific Inc, the operator and manager of the proposed facility.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan.¹

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A,

¹ Because this actual investment plan has been approved without a specific timeline, the business plan should be supplemented by a current timeline when the I-526 is submitted to show that the jobs will be created with in the two-year conditional period.

Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: John Lemacks II, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 28 2011**

Hollywood Regional Center, Inc.
C/O Mina Tran
816 N. Highland Avenue
Los Angeles, CA 90038

Application: Request for Designation as a Regional Center
Applicant(s): Mina Tran
Re: Hollywood Regional Center
RCW1031910034/ (Formerly W09002040)

Pursuant to Section 610 of the Appropriations Act of 1993, on June 29, 2010, Mina Tran submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Hollywood Regional Center.

USCIS hereby designates Hollywood Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Hollywood Regional Center shall have a geographic scope to include the California Counties of Los Angeles, Orange, San Bernardino and Riverside.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, securing equipment for new businesses, paying salaries for start-up businesses, and underwriting the cost of securing proprietary rights for patents or other intellectual property.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 511210 Games, computer software, publishing

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs in the form of revenues generated by businesses, will need to be supported by evidence of the actual revenues.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and the final business plan for the SEE Games Group Limited Partnership (submitted on 06/29/2011).
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis (dated May 2011) which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum Sample submitted 06/29/2010
 - b. Subscription Agreement Sample submitted 06/29/2010
 - c. Escrow Agreement Sample submitted 06/29/2010
 - d. Limited Partnership Agreement Sample submitted 06/29/2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Hollywood Regional Center/RCW1031910034/ (Formerly W09002040)

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

MAY 31 2011

Date:

Lon Tabatchnick
Hollywood Beach Regional Center, LLC
351 N. Ocean Drive
Hollywood, FL 33019

Application: Request for Designation as a Regional Center
Applicant(s): Lon Tabatchnick

Re: Hollywood Beach Regional Center
RCW1034250075/(Formerly W09003130)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 19, 2010, Lon Tabatchnick submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Hollywood Beach Regional Center.

USCIS hereby designates Hollywood Beach Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Hollywood Beach Regional Center shall have a geographic scope to include the State of Florida Counties of Broward and Miami-Dade.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 23 Construction
2. NAICS 721 Hotel

3. NAICS 722 Food Services
4. NAICS 44-45 Retail Space
5. NAICS 7139 Spa/Fitness Center Facilities
6. NAICS 5616 Security
7. NAICS 5617 Maintenance

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:

a. Confidential Offering Memorandum	Samples/Drafts dated November 19, 2010
b. Subscription Agreement	Samples/Drafts dated November 19, 2010
c. Escrow Agreement	Samples/Drafts dated November 19, 2010
d. Limited Partnership Agreement	Samples/Drafts dated October 7, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: M. Keil Hackley, Esq.



**U.S. Citizenship
and Immigration
Services**

Date **AUG 23 2011**

Hollywood International Regional Center, LLC
1605 Cahuenga Blvd
Los Angeles, CA 90028

Application: Request for Designation as a Regional Center
Applicant(s): Hollywood International Regional Center, LLC

Re: Hollywood International Regional Center
RCW1031910084

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 5, 2010, Hollywood International Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Hollywood International Regional Center.

USCIS hereby designates Hollywood International Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Hollywood International Regional Center shall have a geographic scope which includes the five counties of Los Angeles, Orange, Riverside, San Bernardino and Ventura of the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic categories:

1. NAICS 7210 Accommodation
2. NAICS 7220 Food Services and Drinking Places

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on construction expenditures and the direct employees at the Selma hotel, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on construction expenditures and direct employment at the Selma hotel, needs to be supported by evidence showing the direct employment and that the funds were expended in hard construction costs. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment

positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|----------------------------------|---------------------------------|
| a. Private Placement Memorandum | (Draft submitted July 13, 2011) |
| b. Subscription Agreement | (Draft submitted July 13, 2011) |
| c. Escrow Agreement | (Draft submitted July 13, 2011) |
| d. Limited Partnership Agreement | (Draft submitted July 13, 2011) |

5. A legally executed copy of the Subscription Agreement.

Capital Investment Plan for the Regency Care Center

Based on its review and analysis of your proposal, USCIS hereby designates the **Selma Avenue Hotel** Project as an approved Capital Investment Project for the Hollywood International Regional Center. The Selma Avenue Hotel project will construct and operate a 136-room boutique hotel at 6417 Selma Avenue, Los Angeles, California.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Hollywood International Regional Center/ RCW1031910084

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Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Jose E. Latour, Esq.



U.S. Citizenship
and Immigration
Services

Date: **SEP 23 2011**

Edward Chen
c/o Home Paradise Investment Center, LLC
7000 E. Slauson Avenue
Commerce, CA 90040

Application: Request for Designation as a Regional Center
Applicant(s): Edward Chen

Re: Home Paradise Regional Center
RCW1031910071/(Formerly W09002630)

Pursuant to Section 610 of the Appropriations Act of 1993, on October 6, 2010, Edward Chen submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Home Paradise Regional Center.

USCIS hereby designates Home Paradise Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Home Paradise Regional Center shall have a geographic scope to include the counties of Kern, Los Angeles, Orange, San Bernardino, Riverside, San Diego and Imperial in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the development, operation and management of investment projects in the Regional Center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 444 Building Materials and Garden Equipment and Supplies Dealers
2. NAICS 445 Food and Beverage Stores

3. NAICS 44611 Pharmacies and Drug Stores
4. NAICS 448 Clothing and Clothing Accessories Stores
5. NAICS 451 Sporting Goods Stores
6. NAICS 453 Miscellaneous Store Retailers
7. NAICS 7211 Traveler Accommodation
8. NAICS 7221 Full-Service Restaurants
9. NAICS 7222 Limited-Service Eating Places
10. NAICS 54141 Interior Design Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue

generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum Sample submitted October 6, 2010
 - b. Subscription Agreement Sample submitted October 6, 2010
 - c. Escrow Agreement Sample submitted October 6, 2010
 - d. Limited Partnership Agreement Sample submitted October 6, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, construction costs, building projections and timelines, operating agreements, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will

result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

February 16, 2010

Idaho State Regional Center, LLC
c/o Sima Muroff
112 North Third Street
McCall, ID 83638

Application: Request for Designation as a Regional Center
Applicant: Sima Muroff

Re: Idaho State Regional Center, LLC
W09001160

Pursuant to Section 610 of the Appropriations Act of 1993, on April 10, 2009, Sima Muroff submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Idaho State Regional Center, LLC. Based on its review and analysis of your proposal, USCIS hereby designates the Idaho State Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Idaho State Regional Center, LLC shall have a geographic scope which includes the State of Idaho in its entirety.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Construction, Development and Management of Mines, Resorts, Campgrounds, Accommodations, Entertainment Venues and Restaurants.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following target industry economic clusters:

NAICS 72: Accommodation and Food Services
NAICS 71: Arts, Entertainment and Recreation
NAICS 21: Mining

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Idaho. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION AND I-526 DOCUMENTATION

Based upon the review of your proposal the following projects are approved as a Capital Investment Projects for your Regional Center:

- The Meadows
- Blackhawk Ridge
- Lake Residential Projects
- The Amenity Construction Projects:
 - The River Lodge
 - A Permanent Equestrian Center
 - Luxury camping
- Infrastructure Construction Projects including:
 - Waste Water Treatment Plant Expansion
 - Domestic Water Wells
 - County Road Alignment Project
- Mining Projects including but not limited to:
 - Pritchard Creek Gold Mine
 - Coeur d'Alene Mining District
 - Gambrinus Mine
 - Banner Mining District

To demonstrate that an individual alien investor is associated with these projects and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A Copy of this letter, Regional Center approval and designation.
2. The Project Business Plan(s) with all supporting parts and exhibits to be current at the time of filing the I-526 showing the project or projects which will receive the individual investor's funds.
3. Current letter from the Office of the Governor of Idaho designating the project areas and the surrounding areas as high unemployment area or other current evidence from the U.S. Census Bureau is a rural area. This will not be necessary for any future projects not in targeted areas for which the minimum investment amount is \$1,000,000.
4. The Project Job Creation Analysis using the REDYN economic model prepared by EPR Inc.
5. Confidential Private Memorandum.
6. Operating Agreement.
7. Escrow Agreement.
8. Subscription Agreement.

The documents listed above, when submitted in conjunction with an I-526, must be signed and dated. If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required. In addition to the above documents, each I-526 entrepreneur should provide a description or update of the project's progress as of the time of filing. This Capital Investment Project may also be used as an Exemplar Investment Project for other similar projects located within the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. The name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity.

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center

cc: Larry J. Behar, Esq.



U.S. Citizenship
and Immigration
Services

Date: **SEP 13 2011**

Idaho State Regional Center, LLC
C/O Sima Muroff
112 North Third Street
McCall, Idaho 83638

Application: Request for Designation as a Regional Center
Applicant(s): Sima Muroff

Re: Idaho State Regional Center
RCW1031910172/ (Formerly W09001160)

Pursuant to Section 610 of the Appropriations Act of 1993, on April 10, 2009, Sima Muroff submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Idaho State Regional Center.

USCIS hereby designates Idaho State Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

The Idaho State Regional Center was approved on February 16, 2010. After reevaluating the sample offering memorandum and operating agreement, a Government Motion to Reopen (GMTR) was initiated on June 09, 2011. Issued in conjunction with the GMTR was a Request for Additional Evidence (RFE). The GMTR and RFE notified the regional center that organizational documents would need to be amended to comply with EB-5 regulations. Idaho State Regional Center has since removed all language from organizational documents that could be construed as redemption agreements. The following revised organizational documents dated July 01, 2011 have been reviewed and have been approved:

- | | |
|----------------------------------|---------------------------|
| a. Private Placement Memorandum | Revision dated 07/01/2011 |
| b. Subscription Agreement | Revision dated 07/01/2011 |
| c. Operating Agreement | Revision dated 07/01/2011 |
| d. Limited Partnership Agreement | Revision dated 07/01/2011 |

GEOGRAPHIC AREA:

The Idaho State Regional Center shall have a geographic scope to include the entire State of Idaho.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Construction, development and management of mines, resorts, campgrounds, accommodations, entertainment venues and restaurants.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|------------------------------------|
| 1. NAICS 720000 | Accommodations and Food Services |
| 2. NAICS 710000 | Arts, Entertainment and Recreation |
| 3. NAICS 210000 | Mining |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is REDYN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

SEP 30 2000

FILE COPY

Mr. James Lo, President and CEO
Pacifiland International Development Inc.
150 N. Santa Anita Ave., Suite 300
Arcadia, CA 91006

Re: Designation and Approval of Imperial Regional Center (IRC) as a Regional Center under the Immigrant Investor Pilot Program

BACKGROUND & DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, Imperial Regional Center (IRC) is approved and designated by U.S. Citizenship and Immigration Services (USCIS) as a regional center to participate in the Immigrant Investor Pilot Program within the geographic area defined by the boundaries of the unincorporated region of Heber and surrounding areas in Imperial County, California, as specified in the Regional Center proposal submitted by applicant Pacifiland International Development Inc. (PID).

The primary purpose of Imperial Regional Center will be to use immigrant investor capital to vitalize the economy of the Heber region through the development of mixed-use commercial projects designed to attract high volumes of consumers in the retail, wholesale, dining, entertainment and hospitality industries. The investment capital is to flow from the individual alien investors into various individual Limited Partnerships (LPs) that will in turn direct the capital into job-creating commercial enterprises such as retail shopping centers, cinema complexes, hotels and urban leisure destinations. The LPs will each be owned 51% by PID, which will have the role of General Partner, and 49% by the investors collectively.

Based on review and analysis of the material provided in support of PID's request that IRC be granted USCIS designation, USCIS hereby approves the request and designates IRC as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

Through this designation by USCIS, IRC will focus on the following six (6) industry clusters of economic activity:

1. Development, Operation and Management of Retail Shopping Locations
2. Development, Operation and Management of Wholesale Shopping Locations

3. Development of Food Service and Dining Establishments
4. Development, Operation and Management of Hospitality Facilities
5. Development, Operation and Management of Entertainment Facilities
6. Development, Operation and Management of Cultural, Performance and Convention Facilities

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment into financing projects and developing commercial enterprises in the above-described targeted industry clusters located within the geographic area of IRC. The geographic focus of IRC will be the Heber region, an unincorporated area in Imperial County, California. The Heber region qualifies as a Targeted Employment Area (TEA) based on its standing as both a rural area and an area that experiences high unemployment as set forth in 8 CFR 204.6(e). Confirmation of high unemployment from the State of California's Secretary of Business, Transportation and Housing will accompany each I-526 petition. Therefore, the minimum capital contribution to be made by any individual immigrant investor into any of the various LPs that will develop and operate new commercial enterprises in the limited geographic area within IRC may not be less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for new commercial enterprises located in the IRC area must fulfill all of the requirements set forth in 8 CFR Sec. 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final Economic Impact Analysis using the RIMS II model, as prepared by a professional economist and contained in the approved IRC proposal. The primary and secondary job creation model detailed in said Economic Impact Analysis is within the final approved IRC application package. However, each alien entrepreneur petition must demonstrate that the mix of foreign and domestic capital as outlined therein will achieve the requisite 10 jobs created per each alien investor investing \$500,000 in capital.

- To be credited with projected creation of new jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and economic analysis providing a reasonable basis for projecting creation of the new jobs.
- An immigrant investor's subsequent I-829 petition to remove the conditions that was based on an investment in an enterprise for which the I-526 approval involved the creation of new jobs, the I-829 petition will need to be supported by evidence showing the economic factors associated with the investment. Evidence may include copies of the enterprise's federal income tax returns, and the calculation of square footage for the business site giving rise to the direct job calculation in the relevant industries. The

indirect job count will be established by applying RIMS II multipliers, which is one of the methodologies already accepted by USCIS.

It is noted that the projections concerning job creation through IRC, detailed in the Economic Impact Analysis provided in support of the approved proposal, do not reflect construction activity and the resultant creation of temporary construction jobs that would disappear upon completion of the building within the geographic boundary of the regional center. The job creation impacts in the Economic Impact Analysis were based on square footage planned for respective projects within IRC along with RIMS II direct effect employment multipliers to determine the total employment created in the study area.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petitioner, in order to demonstrate that he/she is associated with IRC when investing in a new commercial enterprise in the regional center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, must also provide as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of approval and designation;
2. A copy of the regional center business plan;
3. A copy of the job creation methodology required under 8 CFR 204.6(j)(4)(iii)
4. A legally executed copy of the:
 - a. Specific Project's Business Plan,
 - b. Offering Memorandum,
 - c. Subscription Agreement,
 - d. Limited Partnership Agreement, and
 - e. Escrow Agreement.

The approval and designation by USCIS of IRC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. Petitions for alien entrepreneurs who invest within the regional center will be adjudicated by USCIS on a case-by-case basis, and each petition must therefore be fully documented. The individual petitions must be submitted to USCIS California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE IMPERIAL REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each

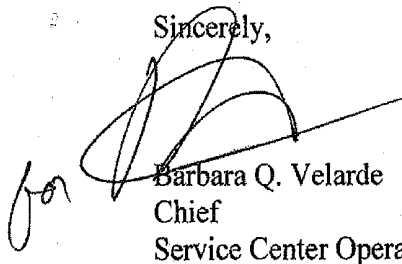
Federal Fiscal Year to date through your regional center.

7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. implemented strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, website address, email address, phone and fax number,

- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the IRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Barbara Q. Velarde', is written over the typed name and title.

Barbara Q. Velarde
Chief
Service Center Operations

cc: Linda Lau, Esq.
Global Immigration Law Group



**U.S. Citizenship
and Immigration
Services**

June 8, 2011

Inland Empire Renewable Energy Regional Center, LLC
Attn: Ching Liu
17700 Castleton Street, Suite 488
City of Industry, CA 91745

Application: Request for Designation as a Regional Center
Applicant: Ching Liu, Executive Vice President

Re: Inland Empire Renewable Energy Regional Center, LLC
RCW1031910076 (Formerly W09002750)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 19, 2010, Ching Liu submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Inland Empire Renewable Energy Regional Center, LLC.

USCIS hereby designates Inland Empire Renewable Energy Regional Center, LLC (IERE) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Inland Empire Renewable Energy Regional Center, LLC shall have a geographic scope which includes the counties of Orange, Los Angeles, San Bernardino, and Riverside in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, Real Estate Construction, renovation and management, Construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following 8 target industry economic categories:

1. NAICS 5611 Administrative services

2. NAICS 5614	Business support services
3. NAICS 44-45	Retail
4. NAICS 493	Distribution
5. NAICS 61	Education
6. NAICS 23	Construction
7. NAICS 5314	Engineering and design
8. NAICS 23	Installation, supervision and maintenance of solar energy systems

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.



U.S. Citizenship
and Immigration
Services

Date:

OCT 28 2010

Larry Liang
Invest U.S. Regional Center, LLC
25528 Genesee Trail Road
Golden, Colorado 80401

Application: Request for Designation as a Regional Center
Applicant(s): Larry Liang

Re: Invest U.S. Regional Center
W09001980

Pursuant to Section 610 of the Appropriations Act of 1993, on June 9, 2010, Larry Liang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Invest U.S. Regional Center.

Based on its review and analysis of your proposal, USCIS hereby designates Invest U.S. Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: loaning capital for the development of real estate projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following three (3) target industry economic clusters:

1. Retail
2. Office
3. Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Invest U.S. Regional Center shall have a geographic scope of the Colorado Counties of Jackson, Moffat, Rio Blanco and Routt; the Utah Counties of Daggett, Duchesne and Uintah; and the Wyoming Counties of Carbon, Fremont, Lincoln, Sublette, Sweetwater, and Uinta.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the States of Colorado, Utah and Wyoming and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

Because the determination of primary or direct jobs is based on the square footage for particular uses, evidence showing the square footage leased for each particular use must be submitted at the time of removal of conditions. This evidence must be consistent with the business plan submitted with the Immigrant Investor Visa Petition. The investor may also submit evidence of the number of new employees actually working in the leased spaces.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Retail and Office Project (Commerce Center) and Manufacturing Facility (for mining services) in Rock Springs, Wyoming, are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with these projects and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to these projects and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Offering Memorandum
 - b. Limited Partnership Agreement
 - c. Subscription Agreement
 - d. Operating Agreement
 - e. Escrow Agreement
 - f. Loan Agreement
 - g. Statement of Risk Factors & Disclosures

Samples/Drafts dated June 9, 2010
Samples/Drafts dated June 9, 2010
Samples/Drafts dated June 9, 2010
Samples/Drafts dated June 9, 2010
Samples/Drafts dated June 9, 2010
Samples/Drafts dated June 9, 2010
Samples/Drafts dated June 9, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

December 2, 2010

Kin Hui
Invest LA Regional Center, LLC
25 East Foothill Boulevard
Arcadia, CA 91006

Application: Request for Designation as a Regional Center
Applicant(s): Kin Hui

Re: Invest LA Regional Center, LLC
W09001740

Pursuant to Section 610 of the Appropriations Act of 1993, on April 15, 2010, Kin Hui submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Invest LA Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates the Invest LA Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Invest LA Regional Center, LLC shall have a geographic scope which includes the counties of Los Angeles and Orange in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Loans and equity investments to 3rd party enterprises, Real Estate Construction for business and residential, hotels and restaurants. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises and expansion of existing enterprises in the following target industry economic cluster:

1. NAICS 2362 and 5311 – Commercial Real Estate Development

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In the case the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Preservation or creation of direct jobs

Where preservation or creation of “direct jobs” is claimed in support of an immigrant investor’s I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new “direct” jobs for “qualifying employees” upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor’s filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien’s subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien’s investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement (Copy dated 4-18-10, submitted)
 - b. Private Placement Memorandum (Sample submitted 4-15-10)
 - c. Subscription Agreement; and (Sample submitted 11-3-10)
 - d. Limited Partnership Agreement. (Sample submitted 11-3-10)
 - e. Escrow Agreement and Instructions (Sample submitted 4-15-10)

DESIGNEE’S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic

capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and

iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



**U.S. Citizenship
and Immigration
Services**

HOOPRD 70/6.2.8

DEC 10 2004

Mr. Michael T. Blouin
Director
Iowa Department of Economic Development
200 East Grand Avenue
Des Moines, Iowa 50309

Dear Mr. Blouin:

Pursuant to Section 610 of the Appropriations Act of 1993, the Iowa Department of Economic Development (IDED) is designated as a regional center to participate in the Immigrant Investor Pilot Program. The new commercial enterprise investment focus of the IDED Regional Center will be on the dairy industry, specifically on investment in animal dairy farm operations.

As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for new dairy farm and related commercial enterprises located within the IDED regional center area comprised of 77 Iowa counties that have been determined to be "rural or small urban" which qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). These 77 counties are identified and listed in the Enclosure to this approval and designation letter. Therefore, the minimum capital investment threshold for any individual alien foreign investor into a new commercial dairy farm or enterprise through the IDED Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for dairy commercial enterprises located in the IDED regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment, because this determination has been established by way of the USCIS' acceptance of the economic analysis which is contained as part of the CIS-approved IDED Regional Center proposal.

Any individual I-526 petition filed with CIS must demonstrate that it is directly associated or affiliated with the IDED regional center in order for it to qualify for the "indirect" job creation threshold established through approval of the IDED regional center. Therefore, in conjunction with addressing the requirements for an individual alien entrepreneur petition, any IDED affiliated I-526 petition needs to include as supporting evidence relating to this regional center designation, the following:

1. A copy of this approval and designation letter and its enclosure listing the 77 counties.

Mr. Michael T. Blouin

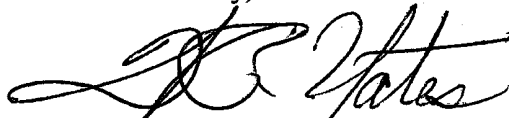
Page 2

2. A copy of the approved regional center narrative proposal.
3. A copy of the approved IMPLAN job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the IDED regional center proposal which has been approved by USCIS, which reflects that investment in a new commercial dairy enterprise within the geographic area of the IDED regional center will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.
4. A signed legally executed and certified copy of the CIS-approved Memorandum of Understanding (MOU) between Iowa State University Extension (ISUE) and Iowa State University of Science and Technology (ISUSS).
5. A signed legally executed and certified copy of the CIS-approved MOU between ISUE, Atlantic Business Development-the Netherlands (ABD), the Dutch National Extension Service-the Netherlands (DLV), and Atlantic USA, LLC (Atlantic).
6. A signed legally executed and certified copy of the CIS-approved contract between the alien investor, ISUE, and the IDED regional center.
7. Signed legally executed and certified copy of the escrow agreements that correspond with the final sample agreements contained in the IDED regional center approval.

The approval and designation by USCIS of the IDED regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning the IDED regional center's approval and designation by USCIS under the Immigrant Investor Pilot Program, please contact Morrie Berez, Senior Adjudications Officer, Office of Program and Regulations Development, at (202) 353-8177.

Sincerely,



William R. Yates
Associate Director
Operations

Enclosure

**Designated Rural Areas Which Are Within The Geographic Boundaries of
the Iowa Department of Economic Development's EB-5 Regional Center**

	<u>Total Urban Population</u>	<u>Largest Community</u>	<u>Grouping</u>
Adair County	4240	2129	Rural
Adams County	2209	1783	Rural
Allamakee County	8418	4131	SmUrban
Appanoose County	8942	5924	SmUrban
Audubon County	3761	2382	Rural
Benton County	16388	5102	SmUrban
Boone County	17891	12803	SmUrban
Bremer County	16263	8968	SmUrban
Buchanan County	12989	6014	SmUrban
Buena Vista County	15573	10076	SmUrban
Butler County	9413	1889	Rural
Calhoun County	7912	2264	Rural
Carroll County	16429	10106	SmUrban
Cass County	10776	7257	SmUrban
Cedar County	11070	3155	SmUrban
Cherokee County	8803	5369	SmUrban
Chickasaw County	7510	3692	SmUrban
Clarke County	5669	4659	SmUrban
Clay County	13618	11317	SmUrban
Clayton County	9835	1987	Rural
Crawford County	11771	7339	SmUrban
Davis County	3188	2601	SmUrban
Decatur County	5802	2444	Rural
Delaware County	9788	5257	SmUrban
Dickinson County	11763	4261	SmUrban
Emmet County	8464	6656	SmUrban
Fayette County	14450	6692	SmUrban
Floyd County	11445	7812	SmUrban
Franklin County	6455	4218	SmUrban
Fremont County	4857	1300	Rural
Greene County	7280	4626	SmUrban
Grundy County	7836	2596	SmUrban
Guthrie County	6812	1712	Rural
Hamilton County	12219	8176	SmUrban
Hancock County	7358	2922	SmUrban
Hardin County	13731	5193	SmUrban
Harrison County	9062	2992	SmUrban
Henry County	14111	8751	SmUrban
Howard County	5467	3905	SmUrban

**Designated Rural Areas Which Are Within The Geographic Boundaries of
the Iowa Department of Economic Development's EB-5 Regional Center
(Continued)**

	<u>Total Urban Population</u>	<u>Largest Community</u>	<u>Grouping</u>
Humboldt County	7542	4452	SmUrban
Ida County	5176	2350	Rural
Iowa County	7791	2622	SmUrban
Jackson County	11993	6112	SmUrban
Jefferson County	10963	9509	SmUrban
Jones County	11738	5494	SmUrban
Keokuk County	7168	2209	Rural
Kossuth County	10503	5741	SmUrban
Louisa County	7002	2124	Rural
Lucas County	5669	4573	SmUrban
Lyon County	6747	2573	SmUrban
Madison County	7591	4768	SmUrban
Mahaska County	14653	10938	SmUrban
Mills County	8245	5358	SmUrban
Mitchell County	6337	3451	SmUrban
Monona County	6589	3091	SmUrban
Monroe County	4419	3706	SmUrban
Montgomery County	8790	6197	SmUrban
O'Brien County	11029	4914	SmUrban
Osceola County	4236	2796	SmUrban
Page County	13224	5690	SmUrban
Palo Alto County	7131	3958	SmUrban
Plymouth County	15949	9237	SmUrban
Pocahontas County	5345	1970	Rural
Poweshiek County	12860	9105	SmUrban
Ringgold County	2916	1822	Rural
Sac County	7727	2368	Rural
Shelby County	8562	5282	SmUrban
Tama County	11045	2731	SmUrban
Taylor County	4437	1620	Rural
Union County	9338	7597	SmUrban
Van Buren County	3834	1066	Rural
Washington County	13326	7047	SmUrban
Wayne County	4020	1591	Rural
Winnebago County	8643	4362	SmUrban
Winneshiek County	11386	8172	SmUrban
Worth County	4782	2050	Rural
Wright County	11047	3712	SmUrban

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

SCOPS 70/6.2.8

APR 17 2007

Justin M. Lee, President and CEO
Kansas Biofuel Regional Center, LLC
3250 Wilshire Blvd, Suite #1700
Los Angeles, CA 90010

Re: USCIS Approval of the Proposal of Kansas Biofuel Regional Center, LLC (KBRC) seeking designation as a Regional Center under the Immigrant Investor Pilot Program.

Pursuant to Section 610 of the Appropriations Act of 1993, the Kansas Biofuel Regional Center, LLC (KBRC) is approved and designated by USCIS. The purpose of the KBRC is to attract immigrant investor capital that is to be pooled in limited liability corporations (LLCs) that will promote economic growth through investments that focus on the development and operation of fuel grade ethanol production facilities within twenty-one (21) counties located in the southwest region of the State of Kansas. These are the Kansas counties of Clark, Finney, Ford, Grant, Gray, Greeley, Hamilton, Haskell, Hodgeman, Kearney, Lane, Meade, Morton, Ness, Scott, Seward, Sherman, Stanton, Stevens, Wallace and Wichita.

Based on its review and analysis of the material provided in support of the March 15, 2006 request for the KBRC designation and the supplementary material provided in response to a Request for Additional Evidence issued by USCIS on March 8, 2007, USCIS approves and designates the KBRC, LLC as a regional center to operate as part of the Immigrant Investor Pilot Program. This designation encompasses the business plan, job creation model and multipliers for the KBRC reflecting that the projects in the KBRC business plan promote economic growth related to a job creating enterprise by the infusion of capital invested through the KBRC from immigrant investors. In accepting the regional center designation proposal, USCIS has updated its records to reflect the KBRC's approval and designation, business plan, and job creation model and multipliers which provide for immigrant investor capital into the development and operation of fuel grade ethanol production facilities.

It is further noted that the economic analysis of the projected job-creating impacts of such capital investment projects provided in support of the approved proposal do not reflect construction activity and the resultant creation of temporary construction jobs that would disappear upon

completion of building fuel grade ethanol production facilities within the geographic bounds of the regional center. The job-creating impacts in the economic analysis were estimated by applying the RIMS II final demand multipliers for output, earnings and employment to the expenditure categories associated with ongoing (post-construction) fuel grade ethanol production facility operations.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the KBRC area comprised of the twenty-one contiguous counties in the southwest region of the State of Kansas, comprising the following individual counties: Clark, Finney, Ford, Grant, Gray, Greeley, Hamilton, Haskell, Hodgeman, Kearney, Lane, Meade, Morton, Ness, Scott, Seward, Sherman, Stanton, Stevens, Wallace and Wichita counties. The geographic focus of this area is comprised of both small urban and rural areas which have been designated as a Targeted Employment Area (TEA) by the State of Kansas as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial fuel grade ethanol production facility enterprise through the KBRC shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial fuel grade ethanol production facility enterprises located in the KBRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of the USCIS' acceptance of the economic analysis which is contained as part of the USCIS-approved KBRC proposal.

However, where creation of indirect jobs is based on a multiplier rooted in or based on underlying new "direct jobs" is claimed in support of an immigrant investor's individual I-526 petition affiliated with the KBRC, then to be credited with projected creation of any new "direct" jobs for "qualifying employees" the petition must be supported by:

- a comprehensive detailed business plan;
- supporting financial, marketing and related data, and
- an analysis providing a reasonable basis for projecting creation of any new direct jobs.

Each individual petition, in order to demonstrate that it is associated with the KBRC in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this approved regional center designation, the following:

1. A copy of this letter of approval and designation.
2. A copy of the approved regional center narrative proposal and, business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects

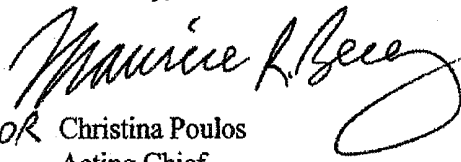
that investment by an individual alien investor of at least \$500,000 into a fuel grade ethanol production facility enterprise within the geographic area of the KBRC will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.

4. A legally executed copy of:
- a. Kansas Biofuel Venture (KBV), LLC Confidential Information Memorandum
 - b. KBV, LLC Operating Agreement
 - c. KBV, LLC Subscription Agreement
 - d. KBRC Advisory Agreement
 - e. KBRC Marketing and Consulting Agreement
 - f. Alien Capital Investment Escrow Agreement and the Escrow instructions.

The approval and designation by USCIS of the KBRC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning the KBRC Regional Center approval of your designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program.

Sincerely,


For Christina Poulos
Acting Chief
Service Center Operations



U.S. Citizenship
and Immigration
Services

September 25, 2009

Mr. Samuel R. Sutton
President
EB5 Management, LLC
1725 University Drive, Suite 420
Coral Springs, FL 33071

File No. W09000770

Application: Request to Amend Designation as a Regional Center
Applicant(s): Samuel R. Sutton

Re: Lake Buena Vista Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on September 18, 2008, the Lake Buena Vista Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated June 16, 2009, Lake Buena Vista Regional Center sought to amend its initial Regional Center designation.

Based on its review and analysis of the request to amend the previous Lake Buena Vista Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as requested to recognize Lake Buena Vista Regional Center as a troubled business on the condition that any commercial enterprise which is participating in the Immigrant Investor Pilot Program in the Lake Buena Vista Regional Center is a troubled business as defined by 8 CFR 204.6(e). EB-5 immigrant investors will be required to submit evidence to show that the commercial enterprise, for which capital funds have been or will be invested, is a troubled business as the filing of the Form I-526. Otherwise, the enterprise will not qualify as a troubled business for the purpose of capital investment and job creation. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

8 CFR 204.6(e) defines a troubled business as follows:

Troubled business means a business that has been in existence for at least two years, has incurred a net loss for accounting purposes (determined on the basis of generally accepted accounting principles) during the twelve- or twenty-four month period prior to the priority date on the alien entrepreneur's Form I-526, and the loss for such period is at least equal to twenty percent of the troubled business's net worth prior to such loss. For purposes of determining whether or not the troubled business has been in existence for two years, successors in interest to the troubled business will be deemed to have been in existence for the same period as the business they succeeded.

Lake Buena Vista Regional Center

Page 2

GEOGRAPHIC AREA:

The Lake Buena Vista Regional Center shall include the Orlando-Kissimmee Standard Metropolitan Statistical Area (SMSA No. 32801) which is comprised of Orange, Osceola, Lake and Seminole Counties, Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: the continued development and expansion of the Lake Buena Vista Resort Village and Spa.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 8 target industry economic clusters:

1. Leisure and Hospitality; Accommodation and Food Services
2. Food Preparation and Service Related Occupations
3. Building and Grounds Cleaning and Maintenance Operations
4. Personal Care and Service Occupations
5. Retail - Sales and Related Occupations
6. Office and Administrative Support Occupations
7. Construction Occupations (temporarily influenced only)
8. Installation, Maintenance and Repair Occupations

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the Regional Center is not located within a Targeted Investment Area. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$1,000,000. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", (or preservation of existing direct jobs in a troubled business) the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).
- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(i)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. the Confidential Offering Memorandum (draft of April 7, 2008);
 - b. Escrow Agreements (draft of April 7, 2008);
 - c. Subscription Agreement (draft of April 7, 2008);
 - d. the LBVRVS Operating Agreement (draft of April 7, 2008);
 - e. the escrow instructions (draft of April 7, 2008); and
 - f. Evidence to show that the commercial enterprise qualifies as a troubled business.

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DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,

Lake Buena Vista Regional Center

Page 6

- ii. identify and recruit legitimate and viable alien investors, and
- iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Larry J. Behar, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



U.S. Citizenship
and Immigration
Services

January 28, 2010

Mr. Samuel R. Sutton
President
EB5 Management, LLC
1725 University Drive, Suite 420
Coral Springs, FL 33071

File No. W09001330

Application: Request to Amend Designation as a Regional Center
Applicant(s): Samuel R. Sutton

Re: Lake Buena Vista Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on September 18, 2008, the Lake Buena Vista Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program.

On September 25, 2009, the U.S. Citizenship and Immigration Services (USCIS) approved an amendment (Amendment-I) to the Lake Buena Vista Regional Center business plan to recognize the commercial enterprises of the Lake Buena Vista Regional Center as troubled businesses on the condition that any commercial enterprise participating in the Immigrant Investor Pilot Program in the Lake Buena Vista Regional Center qualifies as a troubled business as defined by 8 CFR 204.6(e). EB-5 immigrant investors will be required to submit evidence to show that the commercial enterprise, for which capital funds have been or will be invested, is a troubled business as the filing of the Form I-526. Otherwise, the enterprise will not qualify as a troubled business for the purpose of capital investment and job creation. In accepting the amendment, USCIS updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

8 CFR 204.6(e) defines a troubled business as follows:

Troubled business means a business that has been in existence for at least two years, has incurred a net loss for accounting purposes (determined on the basis of generally accepted accounting principles) during the twelve- or twenty-four month period prior to the priority date on the alien entrepreneur's Form I-526, and the loss for such period is at least equal to twenty percent of the troubled business's net worth prior to such loss. For purposes of determining whether or not the troubled business has been in existence for two years, successors in interest to the troubled business will be deemed to have been in existence for the same period as the business they succeeded.

www.uscis.gov

In a written request dated January 25, 2010, Lake Buena Vista Regional Center sought to amend (Amendment-II) its Regional Center designation.

Based on its review and analysis of the request to amend the previous Lake Buena Vista Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as requested to recognize Lake Buena Vista Regional Center as a targeted area of employment in addition to being a troubled business. Note that this is a preliminary determination and that the final determination is made when the immigrant investor files the I-526 petition.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

Further, EB-5 immigrant investors will be required to submit evidence to show that the commercial enterprise, for which capital funds have been or will be invested, is a troubled business as the filing of the Form I-526. Otherwise, the enterprise will not qualify as a troubled business for the purpose of capital investment and job creation. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The Lake Buena Vista Regional Center shall include the Orlando-Kissimmee Standard Metropolitan Statistical Area (SMSA No. 32801) which is comprised of Orange, Osceola, Lake and Seminole Counties, Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: the continued development and expansion of the Lake Buena Vista Resort Village and Spa.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 8 target industry economic clusters:

1. Leisure and Hospitality: Accommodation and Food Services
2. Food Preparation and Service Related Occupations
3. Building and Grounds Cleaning and Maintenance Operations
4. Personal Care and Service Occupations
5. Retail -- Sales and Related Occupations
6. Office and Administrative Support Occupations
7. Construction Occupations (temporarily influenced only)
8. Installation, Maintenance and Repair Occupations

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the Regional Center is not located within a Targeted Investment Area. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$1,000,000. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", (or preservation of existing direct jobs in a troubled business) the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).
- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(i)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. the Confidential Offering Memorandum (draft of April 7 2008);
 - b. Escrow Agreements (draft of April 7, 2008);
 - c. Subscription Agreement (draft of April 7, 2008);
 - d. the LBYRVS Operating Agreement (draft of April 7, 2008);
 - e. the escrow instructions (draft of April 7, 2008); and
 - f. Evidence to show that the commercial enterprise qualifies as a troubled business.
 - g. Evidence to show that the commercial enterprise is located in a targeted area of employment.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Lake Buena Vista Regional Center
Page 7

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Larry J. Behar, Esq.



**U.S. Citizenship
and Immigration
Services**

February 11, 2011

Lake Buena Vista Regional Center
c/o Samuel Sutton
1725 University Dr., Suite 450
Coral Springs, FL 33071

****AMENDED COPY****

Application: Request for Amendment to the Regional Center
Applicant(s): Samuel Sutton, Principal

Re: Lake Buena Vista Regional Center
RCW1031910267 (formerly W09002860)

Pursuant to Section 610 of the Appropriations Act of 1993, on April 18, 2008, Samuel Sutton submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Lake Buena Vista Regional Center. The proposal was approved on September 18, 2008. On June 17, 2009, an Amendment was filed and it was approved on September 25, 2009. On January 25, 2010, a second amendment was filed which was approved on January 28, 2010. On November 1, 2010, the applicant sought to amend its initial Regional Center designation to include revised exemplar offering and organizational documents.

Based on its review and analysis of the request to amend the Lake Buena Vista Regional Center, the United States Citizenship and Immigration Services (USCIS) amends the designation of the Lake Buena Vista Regional Center as described below. Note that the purpose of a review of documents is to facilitate the adjudication of Regional Center-affiliated Form I-526, Immigrant Petition by Alien Entrepreneur, petitions. A favorable review of sample Form I-526 supporting documentation within a Regional Center proposal involves making a preliminary determination that the sample documentation is EB-5 compliant, but should not be viewed as a pre-approval of the documentation. Each Form I-526 is adjudicated on its own merits. In accepting this amendment USCIS has updated its records of your Regional Center approval, designation and business plan to encompass this amendment relative to the investment.

The request for Amendment to the Lake Buena Vista Regional Center was filed on November 1, 2010. Accompanying the Amendment were revised copies of the following organizational and offering documents submitted for review:

1. Revised Subscription Agreement
2. Revised Operating Agreement
3. Revised Offering Memorandum

In response to concerns relating to the requirement that the investments be "at risk" outlined in the Request for Evidence dated December 14, 2010, additional revisions were made to the above documents. The new documents, Offering Memorandum, Operating Agreement, and Subscription Agreement, were submitted January 11, 2011, have now been reviewed and appear to be EB-5 compliant.

GEOGRAPHIC AREA:

The Lake Buena Vista Regional Center (LBVRC) shall have a geographic scope which includes the Counties of Orange, Osceola, Lake and Seminole in the State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, businesses within the Regional Center will engage in the following economic activity: the continued development and expansion of the Lake Buena Vista Resort Village and Spa.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. NAICS 72 - Leisure and Hospitality, Accommodation and Food Services
2. NAICS 35 - Food Preparation and Service Related Occupations
3. NAICS 37 - Building and Grounds Cleaning and Maintenance Operations
4. NAICS 39 - Personal Care and Service Occupations
5. NAICS 41 - Retail - Sales and Related Occupations
6. NAICS 43 - Office and Administrative Support Occupations
7. NAICS 47 - Construction Occupations
8. NAICS 49 - Installation, Maintenance and Repair Occupations

Exemplar business plans have been submitted for projects in each economic cluster. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS based upon investments in new commercial enterprises located within the approved Regional Center area. The Regional Center's geographic area may include areas within its boundaries that qualify as targeted employment areas (TEAs), either by virtue of being a high unemployment area or a rural area as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise that is affiliated with the Regional Center shall be at least \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is not located in a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition or at the time of the initial investment that the area qualifies as a TEA.

EMPLOYMENT CREATION

Immigrant investors who file petitions for investments in new commercial enterprises that are affiliated with the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the new commercial enterprise is not required to create ten new jobs directly as a result of the immigrant investor's investment. USCIS has accepted the final economic analysis presented in the approved Regional Center proposal, to include the application of the REDYN econometric modes for the purpose of estimating job creation. The investor must show at the time of the filing of the Form I-829, Petition to Remove Conditions,

that the capital investment activities described in the Form I-526 have been realized, resulting in the creation of jobs as estimated in the REDYN econometric model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each Form I-526 must provide the following documentation in order to demonstrate that it is affiliated with the Regional Center:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. The Business Plan for the proposed project using guidelines from Matter of Ho, 22 I&N Dec. 206 (Assoc. Comm., 1998) and including:
 - a. An employment and hiring schedule
 - b. Evidence of building or operating permits
 - c. Information relating to loans, encumbrances, financing and closing documents
 - d. Evidence relating to ownership or control of the property
5. A legally executed (signed and dated) copy of the USCIS approved:
 - a. Confidential Information Memorandum: Dated January 1, 2011
 - b. Subscription Agreement: Sample effective January 1, 2011
 - c. Operating Agreement: Sample effective [no month given], 2011, submitted January 11, 2011
 - d. Escrow agreement: Sample dated January 1, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program. In order to maintain the Regional Center's designation, the administration, oversight, and management of the Regional Center must involve monitoring all EB-5 related activities that are conducted under the sponsorship of your Regional Center and, to maintain sufficient records, data and information in order to be responsive to the Form I-924A Supplement. The Form I-924A Supplement and instructions may be accessed at www.uscis.gov, Home > Forms.

Designated Regional Centers must notify USCIS within 30 days of a change of address, contact information, regional center principal(s), contracting agents or similar changes in the operation or administration of the Regional Center. Notification can be made by sending an e-mail to the EB-5 Program mailbox at USCIS.ImmigrantInvestorProgram@dhs.gov.

Note: An original Form G-28 must also be provided through the mail as outlined in the Form G-28 filing instructions for changes in the attorney of record.

Lake Buena Vista Regional Center - RCW1031910267 (formerly W09002860)

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Larry J. Behar, Esq.

- Water management facility
- Infrastructure and equestrian development of the area around Lake Okeechobee
- Asphalt and road materials manufacturing
- The production and use of U.S. Army Corps of Engineers and Florida Department of Transportation certified materials
- Purchasing equipment for the various projects
- Agricultural development, and
- Trucking, rail and barge transportation.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into investments in rock mining and mineral extraction, ecosystem restoration and waste water treatment facility, farming and agricultural development, land renovation, asphalt and road materials manufacturing, trucking, rail and barge transportation in the following eight (8) target industry economic categories:

1. NAICS 21231 Rocking Mining
2. NAICS 1112 Farming
3. NAICS 324121 Asphalt Manufacturing
4. NAICS 484220 Trucking
5. NAICS 2213 Wetland Construction
6. NAICS 212321 Sand Processing
7. NAICS 488210 Rail Loading
8. NAICS 488320 Barge Loading

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area ("TEA"), the alien must establish at the time of filing of the I-526 petition that the investment will be made in a TEA, or was made in a TEA at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively.

The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The econometric model used by the regional center is IMPLAN and the determining factor for job creation used is by industry for each \$1 million invested. Since the project is an on-going project and 27 jobs have been already created prior to the designation of this regional center, those 27 jobs cannot be credited to EB-5 investors.

The EB-5 investor must show at the time of filing the Form I-829 Petition that he or she performed the activities described in the approved Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation based on the EB-5 investor's investment in order for the I-829 petition to be approved and the conditions removed from the EB-5 investor's lawful permanent resident status.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions for qualified employees, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS reviewed and approved documents:
 - a. Operating Agreement
 - b. Private Placement Memorandum
 - c. Subscription Agreement
 - d. Limited Partnership Agreement; and
 - e. Escrow Agreement.

Dated January 1, 2011
Submission date July 26, 2010
Submission date July 26, 2010
Submission date July 26, 2010
Submission date July 26, 2010

Capital Investment Plan for the Lake Point Wetlands and Restoration Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Lake Point Wetlands and Restoration Project** as an approved Capital Investment Project for the Lake Point EcoVentures Regional Center. The project plan is to create jobs and restore the wetlands in and around Lake Okeechobee in western Martin County, Florida, over a four-year, three phase period of renovation. This project approval will allow the 45 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Jose E. Latour, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE **MAY 16 2011**

Lake Point EcoVentures, LLC
Attn: Jacob P. Levin
4500 Biscayne Boulevard # 105
Miami, FL 33137

Application: Request for Designation as a Regional Center
Applicant(s): Jacob P. Levin

Re: Lake Point EcoVentures Regional Center
RCW1031910037

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 1, 2010, Jacob P. Levin submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Lake Point EcoVentures Regional Center.

USCIS hereby designates Lake Point EcoVentures Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Lake Point EcoVentures Regional Center shall have a geographic scope which includes Martin, Palm Beach, Okeechobee and St. Lucie counties in the State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities:

- Rock mining
- Mineral extraction
- Wetlands and ecosystem restoration
- Rock and sand processing facilities
- Rebuilding the Herbert Hoover Dike on Lake Okeechobee
- Water restoration
- Water purification systems
- Storm water treatment areas
- Farming activities
- Land management and renovation of Lake Okeechobee

- Water management facility
- Infrastructure and equestrian development of the area around Lake Okeechobee
- Asphalt and road materials manufacturing
- The production and use of U.S. Army Corps of Engineers and Florida Department of Transportation certified materials
- Purchasing equipment for the various projects
- Agricultural development, and
- Trucking, rail and barge transportation.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into investments in rock mining and mineral extraction, ecosystem restoration and waste water treatment facility, farming and agricultural development, land renovation, asphalt and road materials manufacturing, trucking, rail and barge transportation in the following eight (8) target industry economic categories:

1. NAICS 21231 Rocking Mining
2. NAICS 1112 Farming
3. NAICS 324121 Asphalt Manufacturing
4. NAICS 484220 Trucking
5. NAICS 2213 Wetland Construction
6. NAICS 212321 Sand Processing
7. NAICS 488210 Rail Loading
8. NAICS 488320 Barge Loading

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area ("TEA"), the alien must establish at the time of filing of the I-526 petition that the investment will be made in a TEA, or was made in a TEA at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively.

The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The econometric model used by the regional center is IMPLAN and the determining factor for job creation used is by industry for each \$1 million invested. Since the project is an on-going project and 27 jobs have been already created prior to the designation of this regional center, those 27 jobs cannot be credited to EB-5 investors.

The EB-5 investor must show at the time of filing the Form I-829 Petition that he or she performed the activities described in the approved Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation based on the EB-5 investor's investment in order for the I-829 petition to be approved and the conditions removed from the EB-5 investor's lawful permanent resident status.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions for qualified employees, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS reviewed and approved documents:
 - a. Operating Agreement
 - b. Private Placement Memorandum
 - c. Subscription Agreement
 - d. Limited Partnership Agreement; and
 - e. Escrow Agreement.

Dated January 1, 2011
Submission date July 26, 2010
Submission date July 26, 2010
Submission date July 26, 2010
Submission date July 26, 2010

Capital Investment Plan for the Lake Point Wetlands and Restoration Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Lake Point Wetlands and Restoration Project** as an approved Capital Investment Project for the Lake Point EcoVentures Regional Center. The project plan is to create jobs and restore the wetlands in and around Lake Okeechobee in western Martin County, Florida, over a four-year, three phase period of renovation. This project approval will allow the 45 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Jose E. Latour, Esq.



**U.S. Citizenship
and Immigration
Services**

April 20, 2010

Robert L. Trezie, Jr.
C/O Lansing Redevelopment Corporation
401 S. Washington Sq. Suite 100
Lansing, MI 48933

W09000540

Application: Request for Designation as a Regional Center
Applicant(s): Robert L. Trezie, Jr.
Re: LEDC Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 11, 2009, Robert L. Trezie, Jr., submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the LEDIC Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates LEDC Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The LEDC Regional Center shall have a geographic scope which includes the City of Lansing, Michigan.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises and/or equity investments in real estate construction, renovation and management, and provide equipment for new and existing businesses.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following five (5) target industry economic clusters:

1. Mixed Use Development
2. Hospitality/Tourism
3. Manufacturing/Warehousing
4. Information Technology/Biotechnology/Hi-technology
5. Higher Education

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6. The approved econometric model as described by the Regional Center is RIMS II.¹

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A comprehensive and detailed business plan for the specific job creating project(s) and/or investment activity.
3. A revised copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii).
4. A legally executed copy of any:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement;
 - c. Operating Agreement;
 - d. Escrow Agreement, if any;

¹ A review of the economic analysis shows that the submitted data improperly calculates total employment. As the RIMS II multiplier measures both direct and indirect jobs in its calculation, there is no need to add direct employment to the RIMS II employment output total. However, because a revised calculation shows that sufficient jobs will be created using your exemplar plans; this issue has not precluded the approval of this proposal.

- e. Organizational documents for the commercial enterprise.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year², commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

² A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and

- iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8-C

FILE COPY

APR 21 2009

Henry Sharfaei
LaSalle County Business Development Center
111 E. Wacker Dr., Suite 555
Chicago, IL 60601

Application: Proposal for Designation as a Regional Center
Applicants: Henry Sharfaei
Proposed Enterprise: LaSalle County Business Development Center (LCBDC) Regional Center

RE: Designation as a Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on August 9, 2008, LaSalle County Business Development Center submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the LaSalle County Business Development Center (LCBDC) Regional Center, with a geographic area focusing on LaSalle County, Illinois. For EB-5 Immigrant Investor purposes LCBDC sought to focus investment in the following business activity:

1. Agriculture,
2. Food Service,
3. Technology,
4. Tourism,
5. Health Care, and
6. Manufacturing.

On December 16, 2008, USCIS issued a Request for Evidence (RFE). On March 24, 2009, a response to the RFE was received which satisfactorily supplied the requested evidence. The proposal and response to the RFE provided the following evidence in support of its requested designation:

- A Job Creation Analysis and Economic Model using RIMS II prepared by a professional economist which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- Maps;

*LASALLE COUNTY
BUSINESS DEVELOPMENT
(LCBDC)
APPROVED - 4-21-09*

- A sample Offering Letter;
- Articles of Organization;
- A sample Limited Liability Company Operating Agreement;
- A sample Subscription Agreement;
- A Consulting Agreement;
- An Advisory Agreement Form-LLC;
- An Escrow Agreement;
- A revised sample Escrow Agreement;
- A Marketing Agreement; and
- A Marketing/Promotional Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates LCBDC as a Regional Center within the Immigrant Investor Pilot Program. LCBDC shall have a geographic scope which includes LaSalle County, Illinois.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the LCBDC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial investment activities:

1. Agriculture,
2. Food Service,
3. Technology,
4. Tourism,
5. Health Care, and
6. Manufacturing.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the LCBDC area. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEAs) to be determined by the State of Illinois on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the LCBDC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved LCBDC proposal and its indirect job creation model and multipliers contained within the final approved LCBDC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the LCBDC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the LCBDC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the LCBDC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:

- a. Offering Circular or equivalent;
- b. Escrow Agreement;
- c. Subscription Agreement; and
- d. LLC Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE LASALLE COUNTY BUSINESS DEVELOPMENT CENTER REGIONAL CENTER (LCBDC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:

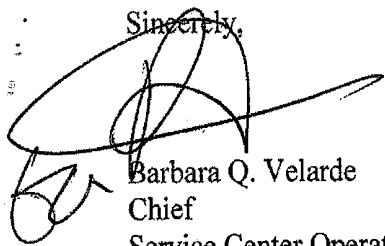
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,

LaSalle County Business Development Center (LCBDC) Regional Center
Page 7

- the management and administration of the RC,
- the RC structure,
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the LCBDC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

Date: JUN 29 2011

Jiting Zhang
Las Vegas EB-5 Immigration, LLC
2360 Corporate Circle, Suite 400
Henderson, NV 89074

Application: Request for Designation as a Regional Center
Applicant(s): Jiting Zhang

Re: Las Vegas EB-5 Regional Center
RCW1031910077/ID1031910077(Formerly W09002770)

"Corrected"

Pursuant to Section 610 of the Appropriations Act of 1993, on October 21, 2010, Jiting Zhang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Las Vegas EB-5 Regional Center

USCIS hereby designates Las Vegas EB-5 Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Las Vegas EB-5 Regional Center shall have a geographic scope that includes Clark County in the State of Nevada.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: finance and develop a diversified portfolio of real estate investment within the regional center area

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. Hotels	NAICS 721110
2. Retail Shopping Centers	NAICS 45
3. Office Buildings	NAICS 236220
4. Restaurants	NAICS 722110
5. Residential Apartment Buildings	NAICS 236116

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangements will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and economic analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Confidential Offering Memorandum
 - c. Subscription Agreement
 - d. Escrow Agreement

Submission date October 21, 2010
Submission date October 21, 2010
Submission date October 21, 2010
Submission date October 21, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, advisory opinions, partnership agreements, etc.



**U.S. Citizenship
and Immigration
Services**

May 27, 2010

George Ekins
American Dream Fund, LLC
2141 Rosecrans Avenue, Suite 5100
El Segundo, California 90245

Application: Request for Designation as a Regional Center
Applicant(s): George Ekins

Re: Las Vegas Regional Center
W09001010

Pursuant to Section 610 of the Appropriations Act of 1993, on September 29, 2009, George Ekins submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Las Vegas Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Las Vegas Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: project financing and development that may include third party loan agreements, venture capital, equity ownership or a combination of three aforementioned financing options.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following ten (10) target industry economic clusters:

1. Hotel
2. Manufacturing
3. Retail Shopping Centers
4. Restaurant
5. Casino
6. General Retail
7. Office
8. Medical Office

9. Assisted Living/Nursing Home
10. Sports & Recreation Centers

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Las Vegas Regional Center shall have a geographic scope which includes the Nevada county of Clark.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Nevada and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal.
3. A copy of the comprehensive business plan for each specific project.
4. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
5. A legally executed copy of the USCIS approved:
 - a. Confidential Private Offering Memorandum; Samples/Drafts dated September 29, 2009
 - b. Limited Partnership Agreement; Samples/Drafts dated September 29, 2009
 - c. Subscription Agreement; and Samples/Drafts dated September 29, 2009
 - d. Escrow Agreement Samples/Drafts dated September 29, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

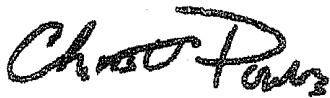
Las Vegas Regional Center/ W09001010

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- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **MAR 21 2011**

David Keller
Empyrean West, LLC
17470 N. Pacesetter Way
Scottsdale, Arizona 85255

Application: Request for Designation as a Regional Center
Applicant(s): David Keller

Re: Liberty West Regional Center
RCW1031910021/W09001830

Pursuant to Section 610 of the Appropriations Act of 1993, on May 6, 2010, David Keller submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Liberty West Regional Center.

USCIS hereby designates Liberty West Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to provide construction financing and/or working capital for commercial real estate and mixed-use projects in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 721 Accommodations
2. NAICS 722 Food Services & Drinking Places
3. NAICS 623 Nursing and Residential Care Facilities
4. NAICS 8111 Automotive Repair and Maintenance
5. NAICS 713110 Amusement and Theme Parks
6. NAICS 5615 Travel Arrangement and Reservation Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Liberty West Regional Center shall have a geographic scope to include the Arizona Counties of Apache, Cochise, Coconino, Gila, Graham, Greenlee, La Paz, Maricopa, Mohave, Navajo, Pima, Pinal, Santa Cruz, Yavapai and Yuma and the California Counties of San Bernardino, Los Angeles, Riverside, San Diego, Ventura, Orange, Santa Barbara, Imperial, Kern and San Luis Obispo.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the States of Arizona and California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Seven Oasis Hotel Resort, Generations Lifestyles of Globe, Carlife Genesis and the Arizona Theme Park Project, are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
 2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
 3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
 4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Escrow Agreement
 - d. Limited Partnership Agreement
- Samples/Drafts dated May 6, 2010
Samples/Drafts dated May 6, 2010
Samples/Drafts dated May 6, 2010
Samples/Drafts dated May 6, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Edward C. Beshara, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **OCT 20 2011**

Tizi, LLC
C/O Bryan Zises
30 E. Adams Street, Suite 440
Chicago, IL 60603

Application: Request for Designation as a Regional Center
Applicant(s): Bryan Zises

Re: Local Government Regional Center of Illinois
RCW1031910005/ID1031910005/Formerly W09001520

Pursuant to Section 610 of the Appropriations Act of 1993, on March 4, 2010, Bryan Zises submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Local Government Regional Center of Illinois.

USCIS hereby designates Local Government Regional Center of Illinois as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Local Government Regional Center of Illinois shall have a geographic scope to include Cook County, Illinois.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the construction and development of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 722110 Full Service Restaurants

- | | |
|-----------------|--|
| 2. NAICS 722330 | Mobile Food Services |
| 3. NAICS 722410 | Drinking Places |
| 4. NAICS 445110 | Supermarkets and Other Grocery (except Convenience) Stores |
| 5. NAICS 642229 | Other Community Housing Services |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 C.F.R. § 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:

a. Operating Agreement	Draft submitted January 11, 2011
b. Advisory Agreement	Draft submitted January 11, 2011
c. Private Placement Memorandum	Draft submitted January 11, 2011
d. Escrow Agreement	Draft submitted January 11, 2011
e. Subscription Agreement	Draft submitted January 11, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

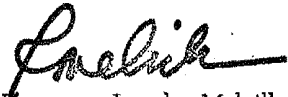
The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Local Government Regional Center of Illinois/RCW1031910005/ID1031910005/Formerly W09001520

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Anna H. Morzy, Esq.

- | | |
|-----------------|--|
| 1. NAICS 722110 | Full Service Restaurants |
| 2. NAICS 722330 | Mobile Food Services |
| 3. NAICS 722410 | Drinking Places |
| 4. NAICS 445110 | Supermarkets and Other Grocery (except Convenience) Stores |
| 5. NAICS 624229 | Other Community Housing Services |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 C.F.R. § 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement Draft submitted January 11, 2011
 - b. Advisory Agreement Draft submitted January 11, 2011
 - c. Private Placement Memorandum Draft submitted January 11, 2011
 - d. Escrow Agreement Draft submitted January 11, 2011
 - e. Subscription Agreement Draft submitted January 11, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Local Government Regional Center of Illinois/RCW1031910005/ID1031910005/Formerly W09001520

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Anna H. Morzy, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **APR 03 2012**

Ignacio Donoso, Esq.
Foster Quan LLP
RE: Lone Star Regional Center, LLC
600 Travis Street, Suite 2000
Houston, TX 77002

Application: Request for Designation as a Regional Center
Applicant(s): Massey Villarreal

Re: Lone Star Regional Center, LLC
RCW1031910039/ID1031910039 (Formerly W09002100)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 02, 2010, Massey Villarreal submitted a proposal seeking designation by U.S. Citizenship and Immigration Services (USCIS) of the entity, Lone Star Regional Center, LLC (LSRC) as a Regional Center under the Immigrant Investor Pilot Program.

USCIS hereby designates LSRC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The LSRC shall have a geographic scope within the State of Texas, to include the counties of Austin, Brazoria, Chambers, Fort Bend, Galveston, Harris, Liberty, Montgomery, San Jacinto and Waller.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on two hypothetical business plans. As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Construction and Operation of a Biofuels Plant and a Limited Service Hotel.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following two (2) target industry economic categories:

1. NAICS 221119 Other Electric Power Generation
2. NAICS 721110 Hotels (except Casinos) and Motels

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual Form I-526 petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in Title 8 Code of Federal Regulations (8 CFR) 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and Nationality Act, 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on two hypothetical business plans which utilize RIMS II to establish indirect job creation. A review of the RIMS II models shows that the economic analyses are reasonable based on the hypothetical business plans presented.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

Additionally, it should be noted that the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR § 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR § 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the RIMS II model that derived the job creation estimates. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies, as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions should be based on the I-526 petition approval which provided a detailed business plan which was supported by an economic analysis based on reasonable methodologies.

If changes are made to the economic model at the time that USCIS reviews the alien investor's I-829 petition, USCIS will review the I-829 petition to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Escrow Agreement
 - b. Subscription Agreement; and
 - c. Limited Liability Partnership Agreement.

Draft submitted May 02, 2011
Draft dated September 23, 2011
Draft dated September 23, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Based on its review and analysis of the request to amend the previous Los Angeles Film Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described above. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment of the Regional Center on 10 areas of commercial enterprise:

1. Motion Picture and Television;
2. Agriculture & Food Processing;
3. Alternative Energy;
4. Higher Education;
5. Health Services;
6. Leasehold Improvements;
7. Manufacturing & Trade;
8. Technology;
9. Tourism; and
10. Transportation.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing commercial enterprises in the above cited ten (10) targeted commercial activities located within the approved Regional Center area within the county of Los Angeles, California, which are comprised of 592 census tracts which have been formally designated as a targeted employment area by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports,

Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

- To be credited with projected creation of new “direct” jobs for “qualifying employees” upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor’s I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien’s investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement;
 - b. Confidential Information Memorandum ;
 - c. Escrow Agreement;
 - d. Escrow instructions;
 - e. Limited Partnership Agreement and
 - f. Loan Agreement between the LP and Time Warner Inc.

DESIGNEE’S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to

monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.



**U.S. Citizenship
and Immigration
Services**

November 19, 2009

Los Angeles Film Regional Center
Mr. Thomas Rosenfeld
CanAm Enterprises, LLC
88 Pine Street, Suite 3120
New York, NY 10005

File No. W09001180

Application: Request to Amend Designation as a Regional Center
Applicant(s): Thomas Rosenfeld

Re: Los Angeles Film Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 24, 2008, the Los Angeles Film Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated November 12, 2009, Los Angeles Film Regional Center sought to amend its initial Regional Center designation to expand the types of approved industrial clusters as follows:

1. To add agriculture & food processing, alternative energy, health services, higher education, leasehold improvements, manufacturing & trade, technology, tourism and transportation to their current list of approved industries.

Based on its review and analysis of the request to amend the previous Los Angeles Film Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described above. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment of the Regional Center on 10 areas of commercial enterprise:

1. Motion Picture and Television;
2. Agriculture & Food Processing;
3. Alternative Energy;
4. Higher Education;
5. Health Services;
6. Leasehold Improvements;
7. Manufacturing & Trade;
8. Technology;
9. Tourism; and
10. Transportation.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing commercial enterprises in the above cited ten (10) targeted commercial activities located within the approved Regional Center area within the county of Los Angeles, California, which are comprised of 592 census tracts which have been formally designated as a targeted employment area by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum (version of February 4, 2008);
 - b. Escrow Agreement (version of February 4, 2008);
 - c. Escrow instructions (version of February 4, 2008);
 - d. Limited Partnership Agreement (version of February 4, 2008); and
 - e. Any CIM Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

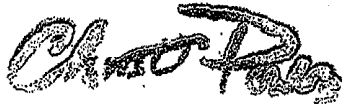
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Los Angeles Film Regional Center
Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in dark ink, appearing to read "Christina Poulos", with a stylized flourish at the end.

Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

NOV 03 2008

FILE COPY

William B. Hungerford, Jr.
President and Managing Director
Noble Coastal Ventures, LLC
20203 Coshen Rd, Ste. 302
Gaithersburg, MD 20879

Re: Proposal for Designation of Louisiana and Mississippi Regional Center (LMRC) as a USCIS recognized Regional Center under the Immigrant Investor Pilot Program

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on September 13, 2007, Louisiana Asset Partners (LAP) submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Baton Rouge Regional Center, with a geographic area focusing on the nine parishes around Baton Rouge, LA. On March 18, 2008, USCIS issued a request for evidence (RFE) which due date was subsequently extended by request until November 4, 2008. On September 23, 2008, a response to the RFE was received from Noble Coastal Ventures, LLC, successor to LAP. In addition to a change of principal sponsor the geographic focus expanded to the entirety of the states of Mississippi and Louisiana. The LMRC for EB-5 Immigrant Investor purposes shall focus investment in the following eighteen (18) target industry economic clusters:

1. Agriculture and Forestry;
2. Mining;
3. Utilities;
4. Construction (excluding transient jobs);
5. Manufacturing;
6. Wholesale Trade;
7. Retail Trade;
8. Transportation and Warehousing;
9. Information and Information Technology;
10. Finance and Insurance;
11. Real Estate Rental and Leasing;
12. Professional, Scientific, and Technical Services;
13. Management of Companies and Enterprises;
14. Administrative and Waste Management Services;
15. Educational Services;
16. Healthcare and Social Assistance;

17. Arts, Entertainment, and Recreation;
18. Accommodation and Food Services.

The proposal contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A sample Private Placement Memorandum;
- A sample Partnership Agreement;
- A sample Subscription Agreement; and
- Sample Escrow Agreements and Wire Transfer Instructions.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a supplemental and greatly expanded proposal, and a more in-depth and comprehensive economic and job creation analysis relating to the two-state scope and economic impacts, USCIS hereby approves and designates LMRC as a Regional Center within the Immigrant Investor Pilot Program. LMRC shall have a geographic scope which includes the entire states of Mississippi and Louisiana.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

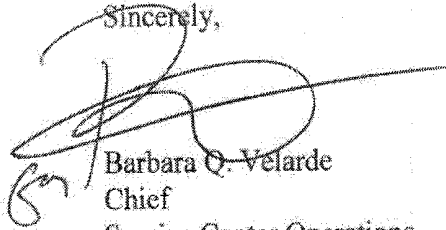
The USCIS-approved focus of the LMRC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following target industry commercial enterprise activities within Mississippi and Louisiana:

1. Agriculture and Forestry;
2. Mining;
3. Utilities;
4. Construction (excluding transient jobs);
5. Manufacturing;
6. Wholesale Trade;
7. Retail Trade;
8. Transportation and Warehousing;
9. Information and Information Technology;
10. Finance and Insurance;
11. Real Estate Rental and Leasing;
12. Professional, Scientific, and Technical Services;

Louisiana and Mississippi Regional Center (LMRC)
Page 8

If you have any questions concerning the LMRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

Date: **AUG 04 2011**

Luca Energy Fund, LLC
C/O Bingqing Yang
39650 Liberty Street, Suite 410
Fremont, CA 94538

Application: Request for Designation as a Regional Center
Applicant(s): Bingqing Yang

Re: Luca Energy Fund Regional Center
RCW1031910023/ (Formerly W09001850)

Pursuant to Section 610 of the Appropriations Act of 1993, on May 7, 2010, Bingqing Yang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Luca Energy Fund Regional Center.

USCIS hereby designates Luca Energy Fund Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Luca Energy Fund Regional Center shall have a geographic scope to include the Texas Counties of Liberty, San Jacinto, Hardin, Jefferson, Chambers, and Galveston and the Louisiana Parishes of Terrobonne, Lafourche, Vermillion, St. Martin, St. Mary, Lafayette, Iberia and Cameron.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the construction and development of infrastructures relating to oil and natural gas drilling operations.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. NAICS 213111 Direct drilling of oil and gas wells

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment in addition to Luca I Limited Partnership's Consolidated Financial Statements or similar documents for the 3rd year of operation which shows \$156,608,866 in sales revenues.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and the final business plan for Luca I Limited Partnership (submitted on 05/27/2011).
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis (dated May 2011) which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum Sample submitted 05/07/2010
 - b. Subscription Agreement Sample submitted 05/07/2010
 - c. Escrow Agreement Sample submitted 05/07/2010
 - d. Limited Partnership Agreement Sample submitted 05/07/2010
 - e. Summary of the Offering Sample submitted 05/07/2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center. Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Luca Energy Fund Regional Center/RCW1031910023/ (Formerly W09001850)
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



U.S. Citizenship
and Immigration
Services

September 9, 2009

Min Chae
C/O M&D Regional Center, LLC
M&D Regional Center
3100 E. Imperial Highway
Lynwood, California 90262

File No. W09000740

Application: Request for Designation as a Regional Center
Applicant(s): Min Chae

Re: M&D Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on April 14, 2009, Min Chae submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the M&D Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates M&D Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The M&D Regional Center shall have a geographic scope which includes the entire counties of Orange, Los Angeles and San Bernardino, California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: commercial and residential real estate project financing.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic cluster:

1. Mixed-Use Commercial and Residential Projects

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Escrow Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

M&D Regional Center

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Carolyn S. Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JAN 05 2011**

David Marx
Manhattan Regional Center, LLC
15813 72nd Avenue, Suite 2D
Fresh Meadows, New York 11365

Application: Request for Designation as a Regional Center
Applicant(s): David Marx

Re: Manhattan Regional Center
W09001940

Pursuant to Section 610 of the Appropriations Act of 1993, on May 26, 2010, David Marx submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Manhattan Regional Center.

USCIS hereby designates Manhattan Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: financing, construction, and development of mixed-use projects, primarily in the hotel/motel industry.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following two (2) target industry economic clusters:

1. NAICS 721 Accommodations
2. NAICS 236 Construction

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Manhattan Regional Center shall have a geographic scope of the New York Counties of Kings, Queens, New York, Dutchess, Orange, Putnam, Richmond, Rockland, Bronx, Westchester, Suffolk, Nassau and Ulster; the New Jersey Counties of Bergen, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Somerset, Sussex, and Union; the Connecticut Counties of Fairfield, Litchfield and New Haven and the Pennsylvania County of Pike.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the States of New York, New Jersey, Connecticut and Pennsylvania and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is REDYN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Manhattan Regional Center Project (consisting of a hotel, retail and restaurant project under the "Courtyard by Marriott"), is approved as a Capital Investment Project for your regional center. This project is based on two alternative designs: a 385-room, 205,000 square foot hotel or a 284-room, 166,000 square foot hotel. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
 2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
 3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
 4. A legally executed copy of the USCIS approved documents:
 - a. Offering Memorandum
 - b. Subscription Agreement
 - c. Operating Agreement
 - d. Escrow Agreement
- Samples/Drafts dated May 26, 2010
Samples/Drafts dated May 26, 2010
Samples/Drafts dated May 26, 2010
Samples/Drafts dated May 26, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A,

Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Larry Behar, Esq.



**U.S. Citizenship
and Immigration
Services**

December 14, 2010

John Chang, CEO
Maryland Center for Foreign Investment, LLC
8840 Stanford Boulevard, Suite 4000
Columbia, MD 21045

Application: Request for Designation as a Regional Center
Applicant(s): John Chang

Re: Maryland Center for Foreign Investment, LLC
W09001460

Pursuant to Section 610 of the Appropriations Act of 1993, on February 23, 2010, John Chang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Maryland Center for Foreign Investment, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request for Evidence, USCIS hereby designates the Maryland Center for Foreign Investment, LLC (MCFI) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Maryland Center for Foreign Investment, LLC shall have a geographic scope which includes the counties of Baltimore City, Baltimore, Carroll, Harford, Anne Arundel, Prince George's and Howard in the State of Maryland.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Equity investments and loans to 3rd party enterprises in real estate development and operation in casinos, gaming and entertainment. The Regional Center for EB-5 Immigrant shall focus investments into new commercial enterprises and expansion of existing enterprises in the target industry economic clusters:

ICS 23 – Commercial Real Estate Development
ICS 71 – Arts, Entertainment and Recreation

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Maryland and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Preservation or creation of direct jobs

Where preservation or creation of “direct jobs” is claimed in support of an immigrant investor’s I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new “direct” jobs for “qualifying employees” upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor’s filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien’s subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien’s investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Articles of Organization for MCFI (Dated 4-17-08)
 - b. Operating Agreement for MCFI Global (Sample submitted 11-17-10)
 - c. Confidential Offering Memorandum (Sample submitted 11-17-10)
 - d. Subscription Agreement; and (Sample submitted 2-23-10)
 - e. Limited Liability Co. Agreement. (Sample submitted 2-23-10)
 - f. Escrow Agreement and Instructions (Sample submitted 2-23-10)
 - g. MOU between MCFI and PPE (Dated 1-27-10)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE: **SEP 27 2011**

Mike Perez, President and Chief Executive Officer
McAllen EB-5 Regional Center, LLC
1300 Houston Avenue
McAllen, TX 78501

Application: Request for Designation as a Regional Center
Applicant(s): Mike Perez, President and Chief Executive Officer

Re: McAllen EB-5 Regional Center
RCW 10 319 10072 / ID 10 319 10072 / formerly W09002710

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 15, 2010, Mike R. Perez submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the McAllen EB-5 Regional Center.

USCIS hereby designates McAllen EB-5 Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The McAllen EB-5 Regional Center shall have a geographic scope which includes the Texas County of Hidalgo.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: equity investments to job creating enterprises located within the proposed bounds of the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 12 target industry economic categories:

- | | |
|-----------------|--|
| 1. NAICS 236210 | Industrial Building Construction |
| 2. NAICS 339999 | Miscellaneous Manufacturing |
| 3. NAICS 115114 | Post Harvest Crop Activities |
| 4. NAICS 424480 | Fresh Fruit and Vegetable Merchant Wholesalers |
| 5. NAICS 420000 | Wholesale Trade |
| 6. NAICS 333298 | Industrial Machinery Manufacturing |

7. NAICS 236220	Commercial and Institutional Building Construction
8. NAICS 721110	Hotels (Except Casino Hotels) and Motels
9. NAICS 237130	Power and Communication Line Construction
10. NAICS 562213	Solid Waste Combustors and Incinerators
11. NAICS 44	Retail Trade
12. NAICS 531120	Leasers of Non-residential Buildings

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The economic model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in project expenditures (construction and equipment), revenue generated by businesses, operational expenses, floor/office space occupied by businesses or lease improvements, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as project expenditures (construction and equipment), revenue generated by businesses, operational expenses, floor/office space occupied by businesses or lease improvements, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.
 - d. Escrow Agreement

Sample/Draft dated July 15, 2011

Sample/Draft dated July 14, 2011

Sample/Draft dated July 14, 2011

Sample/Draft dated July 14, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

McAllen EB-5 Regional Center / RCW 10 319 10072 / ID 10 319 10072 / formerly W9002710
Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Ignacio A. Donoso, Esq.



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

MAY 1 2007

Mr. Timothy R. Sheehy
President
Metropolitan Milwaukee Association of Commerce
756 North Milwaukee Street, Suite 400
Milwaukee, WI 53202

Re: Metropolitan Milwaukee Association of Commerce Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, the Metropolitan Milwaukee Association of Commerce (MMAC) application for designation by U.S. Citizenship and Immigration Services for designation as a Regional Center to participate in the Immigrant Investor Pilot Program is approved. This approval and designation is for a MMAC Regional Center (MMAC-RC) whose contiguous geographic area encompasses the following seven (7) counties of southeastern Wisconsin: Kenosha, Milwaukee, Ozaukee, Racine, Walworth, Washington, and Waukesha.

The new commercial enterprise investment focus of the MMAC-RC will concentrate within its geographic area on the following seven (7) targeted clusters of economic activity:

1. Business and Professional
2. Financial Activities and Business Process Services
3. Health Services and Medical Technology
4. Manufacturing
5. Printing and Printing Support
6. Wholesale Trade and Distribution
7. Hospitality (Hotels, Restaurants, and Entertainment)

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into the financing and development of projects and commercial enterprises in the above cited seven (7) target clusters of economic activity within the approved MMAC-RC's geographic area.

The geographic focus of MMAC-RC coverage area is comprised of both small urban and rural areas, as well as those census tracts within the larger urban and metropolitan areas of the cities of Racine and Milwaukee which have been designated as a Targeted Employment Area (TEA) by

the State of Wisconsin as defined in 8 CFR 204.6(e). Therefore, the minimum capital contribution threshold for any individual immigrant investment through the MMAC-RC into a new commercial enterprise located in a designated Rural Area or TEA within the MMAC-RC geographic area shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the MMAC-RC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis which is contained as part of the approved MMAC-RC proposal and its indirect job creation model and multipliers contained within the final approved MMAC-RC application package.

However, where indirect job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the MMAC-RC, then to be credited with either the projected creation or preservation of any underlying new or preserved "direct" jobs for qualifying employees, the petition must be supported by:

- In the case of investment made into a troubled business as defined at 8 CFR 204.6(e), probative evidence of the number of full time (35 hours per week) qualified employees for the 1 to 2 years prior to filing the petition whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.

Each individual petition, in order to demonstrate that it is associated with the MMAC-RC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of approval and designation.
2. A copy of the final approved regional center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center's economic analysis which has been approved by USCIS in its final version, which reflects that investment by an individual alien investor of at least \$500,000 into a commercial enterprise in a targeted economic cluster within the geographic area of the MMAC-RC will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. the Memorandum of Understanding
 - b. the Escrow Agreement and instructions
 - c. the Subscription Agreement

The approval and designation by USCIS of the MMAC-RC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the USCIS California Service Center.

If you have any questions concerning the MMAC Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program.

Sincerely,


Christina Poulos
Acting Chief
Service Center Operations



**U.S. Citizenship
and Immigration
Services**

Date: **MAR 22 2011**

Dr. Rick Yi
Middle Georgia Regional Center
175 Emery Highway, Suite C
Macon, Georgia 31217

Application: Request for Designation as a Regional Center
Applicant(s): Dr. Rick Yi

Re: Middle Georgia Regional Center
RCW1031910015 formerly W09001710

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 12, 2010, Dr. Rick Yi submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Middle Georgia Regional Center.

USCIS hereby designates Middle Georgia Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Middle Georgia Regional Center shall have a geographic scope which includes the eleven counties surrounding the city of Macon, Georgia including the Georgia counties of Baldwin, Bibb, Crawford, Houston, Jones, Monroe, Peach, Pulaski, Putnam, Twiggs, and Wilkinson.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: direct equity investments and/or loans to third party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following nine (9) target industry economic clusters:

- | | |
|-----------------------------|---|
| 1. NAICS 230000 | Construction |
| 2. NAICS 480000 and 4900000 | Transportation and Warehousing |
| 3. NAICS 530000 | Real Estate Rental and Leasing |
| 4. NAICS 540000 | Professional, Scientific and Technical Services |
| 5. NAICS 320000 | Light Manufacturing |
| 6. NAICS 330000 | Heavy Manufacturing |
| 7. NAICS 541500 | Information Technology |
| 8. NAICS 540000 | Military/Demilitarization |
| 9. NAICS 237000 | Energy |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case a RIMS II employment multiplier has been selected.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
3. A legally executed copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum Draft dated 11/01/2010
 - b. Subscription Agreement; and Draft dated 11/01/2010
 - c. Limited Partnership Agreement. Draft dated 11/01/2010
 - d. Escrow Agreement Draft dated 11/01/2010

Capital Investment Plan for the Macon Industrial Business Park

Based on its review and analysis of your proposal, USCIS hereby designates the **Macon Industrial Business Park** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will expand the working capital of the project entity for use in purchasing specialized communication and network equipment and to recruit, hire and train employees. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The relating Business Plan showing a copyright in 2009.¹

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

¹ Because this actual investment plan has been approved without a timeline, the business plan should be supplemented by a current timeline when the I-526 is submitted to show that the jobs will be created with in the two-year conditional period.

Capital Investment Plan for Taewon Asan Pallet Manufacturing Facility

Based on its review and analysis of your proposal, USCIS hereby designates the **Taewon Asan Pallet Manufacturing Facility** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will finance the construction of and the initial operation of a manufacturing facility to be located with the Regional Center. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The Taewon Asan Pallet Manufacturing Facility Project Business Plan showing a copyright in 2009.²
5. The Taewon Asan Pallet Manufacturing Facility Project Economic Impact Study (using a RIMS II based model).

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

Capital Investment Plan for a Glass and Solar Cell Production Facility

Based on its review and analysis of your proposal, USCIS hereby designates the **Glass and Solar Cell Production Facility** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will finance the construction of a manufacturing facility to be located with the Regional Center. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The Glass and Solar Cell Production Facility Project Business Plan showing a copyright in 2010.³

² Ibid

³ Ibid

5. The Glass and Solar Cell Production Facility Project Economic Impact Study (using a RIMS II based model).

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

Capital Investment Plan for Logosen Powermix facility

Based on its review and analysis of your proposal, USCIS hereby designates the **Logosen Powermix Facility** Project as an approved Capital Investment Project for the Middle Georgia Regional Center. The project will finance the construction of and the initial operating costs of a manufacturing facility to be located with the Regional Center. This project approval will allow investors to begin filing their respective Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from other equity investors.
4. The Logosen Powermix Facility Project Business Plan showing a copyright in 2010.⁴
5. The Logosen Powermix Facility Project Economic Impact Study (using a RIMS II based model).

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

⁴ Ibid

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Wendy Castor Hess, Esq.



**U.S. Citizenship
and Immigration
Services**

July 28, 2010

Midwest Center for Foreign Investment LLC
1107 Crowne Pointe Dr., Suite 102
Elizabethtown, KY 42701

Application: Request for Designation as a Regional Center
Applicant(s): Dr. Robert E. Robbins, M.D. and Dr. Jay Sheth, M.D.

Re: Midwest Center for Foreign Investment LLC
File no. W09001050

Pursuant to Section 610 of the Appropriations Act of 1993, on October 9, 2009, Dr. Jay Sheth, M.D. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Green Regional Center.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates the Midwest Center for Foreign Investment LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Midwest Center for Foreign Investment LLC shall have a geographic scope which includes the contiguous Counties of Jefferson, Bullitt, Hardin in the State of Kentucky and the Counties of Floyd and Clark in the State of Indiana.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real estate construction, renovation, management, retail sales, administrative and support, manufacture, maintenance and repair, hotel and hospitality, food services, medical and senior care. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. Residential Development (NAICS 236116).
2. Manufacturing (NAICS 323110, 331210, 331220, 325320, 31521).
3. Office Building (NAICS 541910, 541930, 541990).

4. Medical Office Building (NAICS 6211-3).
5. Call Center (NAICS 561421 and 561422).
6. Senior Care Facility (NAICS 623).
7. Hotel (NAICS 72111-2, 72119, 7212-3, 722).
8. Restaurant (NAICS 722).

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement; (Dated May 8, 2009)
 - b. Private Placement Memorandum; (Sample submitted 10/9/09)
 - b. Subscription Agreement; (Sample submitted 10/9/09)
 - c. Limited Partnership Agreement; (Sample submitted 10/9/09)
 - d. Business Plan for the project and (Exemplars submitted 10/09/09)
 - e. Escrow Agreement (Sample submitted 10/9/09)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Midwest Center for Foreign Investment LLC/W09001050

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Barbara Velarde". The signature is fluid and cursive, with the first name "Barbara" and last name "Velarde" clearly distinguishable.

Barbara Velarde,
Acting Director, California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

April 29, 2010

Andrew Moffe
Kentucky Regional Center, LLC
7000 Houston Road, Suite 3
Florence, Kentucky 41042

Application: Request for Designation as a Regional Center
Applicant(s): Andrew Moffe

Re: Kentucky Regional Center, LLC
W09000990

Pursuant to Section 610 of the Appropriations Act of 1993, on September 29, 2009, Andrew Moffe submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Kentucky Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Kentucky Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Kentucky Regional Center, LLC shall have a geographic scope which includes the Kentucky counties of Campbell, Kenton and Boone and the Ohio counties of Hamilton, Butler, Clermont and Warren.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: develop, construct, own, manage and operate an entertainment district composed of retail, commercial and entertainment businesses, including but not limited to restaurants, bars, eateries and any other venues for entertainment or recreation.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following nine (9) target industry economic clusters:

1. Hotels
2. Restaurants

3. Retail Stores
4. Condominiums/Apartments
5. Office Buildings
6. Light Industrial/Warehouse
7. Continuing Care Retirement Communities
8. Mixed Use: Retail Store, Condominiums and Apartments
9. Mixed Use: Office Buildings and Retail Stores

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Kentucky or the State of Ohio and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Manhattan Harbhour Project (consisting of a mixed-use commercial center that will include a hotel, retail stores, restaurants, residences and office buildings) is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents for MH Entertainment I Regional Center Partnership, Kentucky, LLC, YI, LLC and TAG, LLC:
 - a. Limited Partnership Agreement; Samples/Drafts dated April 6, 2010
 - b. Subscription Agreement; Samples/Drafts dated April 6, 2010
 - c. Escrow Agreement; and Samples/Drafts dated April 6, 2010
 - d. Operating Agreement Samples/Drafts dated April 6, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;

- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,

January 26, 2012

Rosemary Langley Melville
Director, California Service Center
U.S. Citizenship and Immigration Services
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677-8111

**Re: I-924A for Kentucky Regional Center, LLC
dba Midwest EB-5 Regional Center**

Dear Ms. Melville:

During the fiscal year starting October 1, 2010 and concluding September 30, 2011 ("FY 2011"), Kentucky Regional Center, LLC dba Midwest EB-5 Regional Center ("MERC") did not have any capital investment activity relating to EB-5 investors. The main focus for MERC during this time period was marketing the Short Vine Entertainment District project in China, and also laying the groundwork for the project for when capital investment will come in.

Marketing efforts include, but were not limited to:

- Seminars in first and second tier cities in China (i.e. Beijing, Shanghai, Hangzhou)
- Private meetings with potential EB-5 investors
- Project site visits by migration agents and potential investors

This brief responds to all of the required information raised in the I-924A form:

- A. During FY 2011, there was \$0 in capital investment through MERC.
- B. During FY 2011, there were 0 new jobs, direct or indirect, created through MERC
- C. During FY 2011, there were 0 jobs "maintained" by EB-5 capital investments into a "troubled business" through MERC
- D. During FY 2011, there was no capital investment nor jobs created through MERC, so the industry focus is not applicable

- E. During FY 2011, there was no capital investment into a commercial enterprise by means of alien investor capital through MERC.
- F. During FY 2011, there was no capital investment into a commercial enterprise that served as a vehicle for investment into other business entities that have or will create or maintain jobs for EB-5 purposes.
- G. During FY 2011, there were no I-526 petitions filed by alien investors that were sponsored through MERC.
- H. During FY 2011, there were no I-829 petitions filed by alien investors that were sponsored through MERC.

As indicated above, during FY 2011, MERC was actively marketing the Short Vine Entertainment District project, but did not receive any capital investment or create any direct/indirect jobs. We expect substantial capital in 2012.

I was in China, but had to fly back to Pittsburgh, PA on short notice for my mother's lung transplant on December 7th, which tied me up through the holidays. Then, I went immediately back to China. I got back the middle of this month.

As a principal of the Regional Center, it was my responsibility to file the I-924A. With this being the first year, I was unclear as to whether we needed to file, since we did not have any investment prior to October. Then, with this sudden family medical emergency, I was pulled away from work for a few weeks and into the holiday, and then resumed immediately after the New Year by traveling to China again.

I apologize for the late filing. It won't happen again, I assure you.

Sincerely,



Gary Chan
Managing Principal
Kentucky Regional Center, LLC
dba Midwest EB-5 Regional Center



U.S. Citizenship
and Immigration
Services

July 20, 2010

Clifford R. Morris
C/O Mirzam Investor Green Card Regional Center
1 Main Street, Suite 200
Tequesta, Florida 33469

Application: Request for Designation as a Regional Center
Applicant(s): Clifford R. Morris

Re: Mirzam Investor Green Card Regional Center
W 09001110

Pursuant to Section 610 of the Appropriations Act of 1993, on October 26, 2009, Clifford R. Morris submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Mirzam Investor Green Card Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request for Evidence, USCIS hereby designates Mirzam Investor Green Card Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Mirzam Investor Green Card Regional Center shall have a geographic scope of the south and south central Florida which includes the Florida counties of Citrus, Hernando, Sumter, Lake, Orange, Brevard, Indian River, Osceola, Polk, Hillsborough, Pinellas, Manatee, Sarasota, Hardee, Desoto, Highlands, Okeechobee, St. Lucie, Martin, Palm Beach, Glades, Hendry, Charlotte, Lee, Collier, Broward, Miami-Dade, and Monroe.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Equity investment in 3rd party businesses.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic cluster:

1. NAICS 112512 Aquaculture-Shellfish Farming

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis based upon the use of RIMS II that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum
 - b. Subscription Agreement; and
 - c. Agreement of Limited Partnership

Dated October 1, 2009
Draft submitted October 26, 2009
Draft submitted October 26, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Mirzam Investor Green Card Regional Center / W09001110
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


Christina Poulos
Director
California Service Center

Cc: Carolyn S. Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

February 3, 2010

Robert Lubin, Esq.
Robert Lubin & Associates, P.C.
505 Huntmar Park Drive, Suite 315
Herndon, VA 20170

Application: Request for Designation as a Regional Center
Applicant: Robert Lubin

Re: Mississippi Development Regional Center, LLC
W09000590

Pursuant to Section 610 of the Appropriations Act of 1993, on April 10, 2009, Robert Lubin submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Mississippi Development Regional Center, LLC.

Based on its review and analysis of your proposal, USCIS hereby designates the Mississippi Development Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Mississippi Development Regional Center, LLC shall have a geographic scope which includes the entire State of Mississippi.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Construction, Development and Management of Gaming Establishments (Casinos), Entertainment Venues and Restaurants

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following target industry economic clusters:

Gaming
Restaurant
Entertainment

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Mississippi. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION AND I-526 DOCUMENTATION

Based upon the review of your proposal, the Natchez Casino Project is approved as a Capital Investment Project for your Regional Center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A Copy of this letter, Regional Center approval and designation,
2. The Natchez Casino Project Business Plan with all supporting parts and exhibits, which was submitted on January 6, 2010.
3. Current letter from the Office of the Governor of Mississippi designating the city of Natchez, Mississippi and the surrounding areas as high unemployment area or other current evidence from the U.S. Census Bureau is a rural area. This will not be necessary for any future projects not in targeted areas for which the minimum investment amount is \$1,000,000.
4. The Natchez Casino Project Job Creation Analysis using the IMPLAN economic model dated December, 2008,
5. Confidential Private Offering Memorandum dated Nov. 5, 2009. and
6. Agreement of Limited Partnership of Natchez Riverside Entertainment dated as of August 18, 2009.
7. Escrow Agreement similar to that submitted on Jan. 6, 2010

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required. In addition to the above documents, each I-526 entrepreneur should provide a description or update of the project's progress as of the time of filing. This Capital Investment Project may also be used as an Exemplar Investment Project for other similar projects located with in the Regional Center.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Additionally, each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

8. A legally executed copy of:
 - a. Subscription Agreement
 - b. Operating Agreement
 - c. Escrow agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within

the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

August 11, 2010

Heath Westfall
Mountain States Center for Foreign Investment
727 North 1550 East, Suite 410
Orem, UT 84097

****Corrected Copy****

Application: Request for Designation as a Regional Center
Applicant(s): Heath Westfall

Re: Mountain States Center for Foreign Investment
File no. W09001320

Pursuant to Section 610 of the Appropriations Act of 1993, on January 21, 2010, Heath Westfall submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Mountain States Center for Foreign Investment.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates the Mountain States Center for Foreign Investment as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Mountain States Center for Foreign Investment shall have a geographic scope which includes the entire State of Utah.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Hotel and hospitality, management, retail sales, administrative and support, maintenance and repair, food services and services. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. Hospitality (NAICS 721)
2. Resort (NAICS 722)
3. Service (NAICS 45)

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the RIMS II methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement; (Dated January, 2010)
 - b. Private Placement Memorandum; (Sample submitted 7/8/10)
 - b. Subscription Agreement; (Sample submitted 7/8/10)
 - c. Limited Partnership Agreement; (Sample submitted 7/8/10)
 - d. Business Plan for the project and (Sample submitted 1/21/10)
 - e. Escrow Agreement. (Sample submitted 7/8/10)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Mountain States Center for Foreign Investment/W09001320
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Barbara Velarde". The signature is fluid and cursive, with the first name "Barbara" and last name "Velarde" clearly distinguishable.

Barbara Velarde,
Acting Director
California Service Center

cc: John C. Lemacks II, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 01 2011**

Nevada California Regional Center, LLC
Attention: Robert Young
4415 Spring Mountain Road, Suite 100
Las Vegas, NV 89102

Application: Request for Designation as a Regional Center
Applicant(s): Robert Young

Re: Nevada California Regional Center
RCW1031910063/(Formerly W09002510)

Pursuant to Section 610 of the Appropriations Act of 1993, on September 14, 2010, Robert Young submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Nevada California Regional Center.

USCIS hereby designates Nevada California Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Nevada California Regional Center shall have a geographic scope to include the California counties of Orange, Los Angeles, San Bernardino, and Riverside and Nevada county of Clark.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loans to 3rd party enterprises, real estate construction, renovation and management, construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

COPY

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following six (6) target industry economic categories:

1. NAICS 44-45 Retail Trade
2. NAICS 54 Office
3. NAICS 623 Senior/Assisted Living
4. NAICS 721 Hotel/Hospitality
5. NAICS 722 Food Services
6. NAICS 31-33 Industrial Warehouse

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Limited Partnership Agreement
 - d. Escrow Agreement

Samples/Drafts dated September 7, 2010
Samples/Drafts dated August 18, 2010
Samples/Drafts dated August 23, 2010
Samples/Drafts dated August 23, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Nevada California Regional Center/RCW1031910063/(Formerly W09002510)

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Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.1.8

Nick Mallas
Chairman and President
Nevada Regional Economic Development Center (NREDC)
2610 South Jones Blvd, STE 8
Las Vegas, NV 89146

DEC 16 2008

Re: Designation of Nevada Regional Economic Development Center (NREDC) as a Regional Center under the Immigrant Investor Pilot Program

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on July 8, 2008, Nevada Regional Economic Development Center (NREDC) submitted a proposal for the designation of NREDC Regional Center which focuses within the entire state of Nevada. NREDC will pursue a moderate portfolio of commercial investment and concentrated development that will result in direct and indirect job creation. The projects will fall into the following four categories:

1. Service Industry,
2. Infrastructure,
3. Waste Management, and
4. Transportation.

The initial proposal combined with a response to a request for evidence (RFE) contained the following evidence in support of its requested designation:

- Two Job Creation Analyses and Econometric Models based on the REMI model, prepared by a professional economist affiliated with UNLV which forecasts economic impacts and job creation, within the desired industry clusters,
- A Business Plan,
- A Limited Partnership Agreement,
- A Memorandum of Deposit Template,
- An Operating Agreement,
- Articles of Incorporation,
- An Escrow Agreement,
- A Private Placement Memorandum,
- A Subscription Agreement, and
- A Marketing Plan.

It is noted that NREDC understands that *"Regional centers are able to calculate indirect job creation through the use of approved input-output employment modeling systems."* The proposal indicates that the contract economist may use any of the widely used models including RIMS II, IMPLAM, REDYN and REMI. However, the economic models submitted with the proposal are based on the REMI Model and is thereby the only authorized methodology to be used by NREDC at this time. If other models or additional industry clusters are desired then amendment proposals would be required.

DECISION:

Based on its review and analysis of the July 8, 2008, submission and subsequent RFE response including business plan and job creation analysis and multipliers reflecting the development of various sample projects, USCIS hereby approves the requested designation of NREDC as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the NREDC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following four commercial enterprise activities within the state of Nevada:

1. Service Industry,
2. Infrastructure,
3. Waste Management, and
4. Transportation.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the NREDC area comprised of the state of Nevada. The geographic focus of this area contains certain areas of high unemployment, as designated by the State of Nevada as defined in 8 CFR 204.6(i) and Rural Areas as defined in 8 CFR 204.6(e) that qualify as Targeted Employment Areas (TEAs). Therefore, the minimum capital investment threshold for any individual immigrant investment into the commercial enterprise throughout NREDC shall be not less than \$500,000 if within a TEA or \$1,000,000 if outside a TEA.

EMPLOYMENT CREATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the NREDC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved NREDC proposal and its indirect job creation model and multipliers contained within the final approved NREDC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the NREDC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the NREDC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the NREDC approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 or \$1,000,000 into an approved project category will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees per alien investor within the two years of conditional residence.
4. Evidence of complete investment of funds.
5. Evidence of lawful source of funds.
6. A legally executed copy of:

- a. the Private Placement Memorandum,
- b. the Escrow Agreement,
- c. the Subscription Agreement, and
- d. the Limited Partnership Agreement.

**DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE NEVADA
REGIONAL ECONOMIC DEVELOPMENT CENTER (NREDC) REGIONAL CENTER:**

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.

- ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. implemented strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Immigrant Investor Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

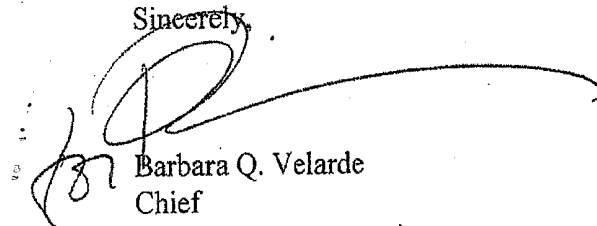
Nevada Regional Economic Development Center (NREDC)

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- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the NREDC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Immigrant Investor Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File

HQ 204.27-C

18 JAN 1984

Mr. Wayne Collier
Executive Director
Mayor's Economic Development Department
1300 Perdido Street, Suite 2210
New Orleans, LA 70112

Dear Mr. Collier:

Pursuant to Section 610 of the Appropriations Act of 1983, the Mayor's Economic Development Department, City of New Orleans has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service for new commercial enterprises located within the City of New Orleans.

Alien entrepreneurs who file petitions for commercial enterprises located within the City of New Orleans must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition may contain evidence that the investment indirectly created or will create ten new jobs, using economically or statistically valid methodologies.

The designation by the Service of the Mayor's Economic Development Department, City of New Orleans, as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the City of New Orleans will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to:

INS-Northern Service Center
P.O. Box 31511
Lincoln, NE 68501-2511

If you have any questions concerning the Mayor's Economic Development Department, City of New Orleans designation under the

Page 2
Mr. Wayne Collier

Immigrant Investor Pilot Program, please contact Michael Straus,
Senior Immigration Examiner.

Sincerely,


R. Michael Miller
Acting Assistant Commissioner
Adjudications

cc: Official File
Adj Loc

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U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

AL3100621

FEB 16 2007

Ms. Donna Addkison
Chief Development Officer
Mr. Chase Story
Special Assistant to the Chief Development Officer
City of New Orleans Office of Planning and Development
1340 Poldras Street, Suite 1000
New Orleans, LA 70112

Mr. William B. Hungerford, Jr.
President and Managing Member
NobleReach-NOLA, LLC
3421 N. Causeway Blvd., Suite 301
New Orleans, LA 70002

Re: City of New Orleans Regional Center, Post-Katrina Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on January 18, 1994, the Mayor's Economic Development Department (MEDD) was initially approved and designated as a regional center by the former Immigration and Naturalization Service (INS) to participate in the Immigrant Investor Pilot Program. Under the Homeland Security Act, the INS was dissolved and merged into the Department of Homeland Security (DHS) effective March 1, 2003. Responsibility for regulations governing the Pilot Program transferred to the U.S. Citizenship and Immigration Services (USCIS) which was established within DHS.

In May of 2006, MEDD's successor, the Mayor's Office of Economic Development advised USCIS of a restructuring and reorganization of the former MEDD into the Mayor's Office of Economic Development (MOED). In light of the devastation wrought on the New Orleans metropolitan area related to Hurricane Katrina, and the need for massive post-Katrina development, rebuilding, and recovery across the entire area, the MOED asked USCIS what it needed to do to resurrect and restart its regional center. USCIS, in an electronic Request for Evidence (RFE) to the MOED dated June 14, 2006, identified 14 factors which the MOEDRC would need to address in any amendment to its original regional center approval and designation. Subsequently, on October 16, 2006 the MOED submitted a comprehensive response to the USCIS electronic RFE together with supporting evidence, data and information. In its response the MOED sought to restart its regional center as a critical post-Katrina vehicle by which to obtain sources of capital investment vital to the re-building and recovery of the greater New Orleans metropolitan area by substantively amending its initial regional center designation, geographic area, and business plan as follows:

1. That the geographic boundaries of the MOED Regional Center (MOEDRC) be extended to encompass the entire Parish of Orleans, Louisiana.
2. That USCIS review and approve, for purposes of the restarted operation of the MOEDRC, the City of New Orleans' and the MOED's selection and executed Memorandum of Understanding between MOED and NobleReach-NOLA, LLC, by which NobleReach-NOLA, LLC, shall:
 - a. Act on behalf of the City and MOED as the principal agent to operate the MOEDRC to promote investment and business opportunities through the MOEDRC;
 - b. Evaluate and recommend commercial job creating enterprises within the Parish of Orleans, Louisiana for foreign investment capital through MOEDRC/NobleReach-NOLA structured venture capital investment funds;
 - c. To identify and recruit viable foreign investors; and
 - d. To solicit and manage immigrant investor venture capital investments on behalf of those immigrant investors who petition USCIS for immigration benefits based on qualified investments into commercial job creating enterprises through the MOEDRC.
3. To amend the original MOEDRC Targeted Employment Areas (TEA) to reflect the post-Katrina designation by the Governor of Louisiana dated October 18, 2006, of the entire Parish of Orleans as a TEA.
4. To amend and update the Rims-II Regional Input-Output indirect job creation multipliers to cover the entire Parish of Orleans and the following updated nine principal economic clusters specified in the amended MOEDRC business plan:
 - a. Leasehold Improvements to Fixed Asset Commercial Buildings Sector
 - b. Mobile Medical Services Facilities Sector
 - c. Commercial Lodging, Hotels, and Hospitality Sector
 - d. Mixed-use Real Estate Construction/Reconstruction Sector
 - e. Mixed-use Residential Lease and Rental Properties Sector
 - f. Arts and Sciences Industry Sector
 - g. Harbor Facilities Sector
 - h. Gaming and Casinos Sector
 - i. Marine Sector (Commercial Fishing, Processing, Packing, and Shipping Facilities)

Based on its review and analysis of the October 16, 2006 request to amend the previous MOEDRC approval and designation, USCIS approves this amendment to the designation, business plan and job creation multipliers for the MOEDRC reflecting the above 4 changes. In accepting the amendment, USCIS has updated its records of the MOEDRC approval and designation, business plan, and job creation multipliers to encompass these amendments relative to the investment focus of the MOEDRC in the following general economic activities:

1. Infrastructure projects

2. Basic Healthcare
3. Schools
4. Mixed-use Single and Multi-family Housing (owner occupied and rental)
5. Commercial Resort Communities
6. Port Redevelopment
7. Community-based Fixed and Mobile Medical Clinics
8. Hospitality Lodging, Restaurants, and Retail Activities
9. Coastal Rebuilding

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into either new or troubled commercial enterprises located within the MOEDRC area comprised of the entire Parish of Orleans, Louisiana. The minimum capital investment threshold for any individual immigrant investor into a new or troubled commercial enterprise within the Parish of Orleans, Louisiana through the MOED Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the MOEDRC geographic area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the MOEDRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this amended approval and designation letter.
2. A copy of the approved amended regional center narrative proposal and business plan.
3. A copy of the amended job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the MOEDRC amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 through the pooled venture capital funds into new or troubled commercial enterprises within the geographic area of the amended MOEDRC will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers per each immigrant investor.
4. A signed legally executed copy of the Memorandum of Understanding between MOEDRC and NobleReach-NOLA, LLC.

5. A dated and final copy of the Private Placement Memorandum provided to the individual immigrant investor.
6. On any individually filed petition affiliated with the MOEDRC, it should also provide information and evidence as to how the offering memorandum entered into by the alien investor, as contained in the I-526 petition, complies with applicable law and Security and Exchange Commission (SEC) requirements which govern such matters.

The designation by the USCIS of the MOED as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the Texas Service Center.

If you have any questions concerning the MOEDRC approval and designation under the Immigrant Investor Pilot Program, please contact Maurice R. Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program, at (202) 272-8413.

Sincerely,



Gerard Heinauer
Acting Chief
Service Center Operations

CC: Colonel Timothy O. Milbrath
Executive Vice President
Noble-Outreach
20203 Goshen Road, Suite 302
Gaithersburg, MD 20879

COPY
COPY



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Ms. Donna Addkison
Chief Development Officer
Mr. Chase Story
Special Assistant to the Chief Development Officer
City of New Orleans Office of Planning and Development
1340 Poldras Street, Suite 1000
New Orleans, LA 70112

FEB 16 2007

Mr. William B. Hungerford, Jr.
President and Managing Member
NobleReach-NOLA, LLC
3421 N. Causeway Blvd., Suite 301
New Orleans, LA 70002

Re: City of New Orleans Regional Center, Post-Katrina Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on January 18, 1994, the Mayor's Economic Development Department (MEDD) was initially approved and designated as a regional center by the former Immigration and Naturalization Service (INS) to participate in the Immigrant Investor Pilot Program. Under the Homeland Security Act, the INS was dissolved and merged into the Department of Homeland Security (DHS) effective March 1, 2003. Responsibility for regulations governing the Pilot Program transferred to the U.S. Citizenship and Immigration Services (USCIS) which was established within DHS.

In May of 2006, MEDD's successor, the Mayor's Office of Economic Development advised USCIS of a restructuring and reorganization of the former MEDD into the Mayor's Office of Economic Development (MOED). In light of the devastation wrought on the New Orleans metropolitan area related to Hurricane Katrina, and the need for massive post-Katrina development, rebuilding, and recovery across the entire area, the MOED asked USCIS what it needed to do to resurrect and restart its regional center. USCIS, in an electronic Request for Evidence (RFE) to the MOED dated June 14, 2006, identified 14 factors which the MOEDRC would need to address in any amendment to its original regional center approval and designation. Subsequently, on October 16, 2006 the MOED submitted a comprehensive response to the USCIS electronic RFE together with supporting evidence, data and information. In its response the MOED sought to restart its regional center as a critical post-Katrina vehicle by which to obtain sources of capital investment vital to the re-building and recovery of the greater New Orleans metropolitan area by substantively amending its initial regional center designation, geographic area, and business plan as follows:

1. That the geographic boundaries of the MOED Regional Center (MOEDRC) be extended to encompass the entire Parish of Orleans, Louisiana.
2. That USCIS review and approve, for purposes of the restarted operation of the MOEDRC, the City of New Orleans' and the MOED's selection and executed Memorandum of Understanding between MOED and NobleReach-NOLA, LLC, by which NobleReach-NOLA, LLC, shall:
 - a. Act on behalf of the City and MOED as the principal agent to operate the MOEDRC to promote investment and business opportunities through the MOEDRC;
 - b. Evaluate and recommend commercial job creating enterprises within the Parish of Orleans, Louisiana for foreign investment capital through MOEDRC/NobleReach-NOLA structured venture capital investment funds;
 - c. To identify and recruit viable foreign investors; and
 - d. To solicit and manage immigrant investor venture capital investments on behalf of those immigrant investors who petition USCIS for immigration benefits based on qualified investments into commercial job creating enterprises through the MOEDRC.
3. To amend the original MOEDRC Targeted Employment Areas (TEA) to reflect the post-Katrina designation by the Governor of Louisiana dated October 18, 2006, of the entire Parish of Orleans as a TEA.
4. To amend and update the Rims-II Regional Input-Output indirect job creation multipliers to cover the entire Parish of Orleans and the following updated nine principal economic clusters specified in the amended MOEDRC business plan:
 - a. Leasehold Improvements to Fixed Asset Commercial Buildings Sector
 - b. Mobile Medical Services Facilities Sector
 - c. Commercial Lodging, Hotels, and Hospitality Sector
 - d. Mixed-use Real Estate Construction/Reconstruction Sector
 - e. Mixed-use Residential Lease and Rental Properties Sector
 - f. Arts and Sciences Industry Sector
 - g. Harbor Facilities Sector
 - h. Gaming and Casinos Sector
 - i. Marine Sector (Commercial Fishing, Processing, Packing, and Shipping Facilities)

Based on its review and analysis of the October 16, 2006 request to amend the previous MOEDRC approval and designation, USCIS approves this amendment to the designation, business plan and job creation multipliers for the MOEDRC reflecting the above 4 changes. In accepting the amendment, USCIS has updated its records of the MOEDRC approval and designation, business plan, and job creation multipliers to encompass these amendments relative to the investment focus of the MOEDRC in the following general economic activities:

1. Infrastructure projects

2. Basic Healthcare
3. Schools
4. Mixed-use Single and Multi-family Housing (owner occupied and rental)
5. Commercial Resort Communities
6. Port Redevelopment
7. Community-based Fixed and Mobile Medical Clinics
8. Hospitality Lodging, Restaurants, and Retail Activities
9. Coastal Rebuilding

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into either new or troubled commercial enterprises located within the MOEDRC area comprised of the entire Parish of Orleans, Louisiana. The minimum capital investment threshold for any individual immigrant investor into a new or troubled commercial enterprise within the Parish of Orleans, Louisiana through the MOED Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the MOEDRC geographic area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the MOEDRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

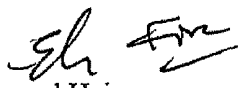
1. A copy of this amended approval and designation letter.
2. A copy of the approved amended regional center narrative proposal and business plan.
3. A copy of the amended job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the MOEDRC amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 through the pooled venture capital funds into new or troubled commercial enterprises within the geographic area of the amended MOEDRC will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers per each immigrant investor.
4. A signed legally executed copy of the Memorandum of Understanding between MOEDRC and NobleReach-NOLA, LLC.

5. A dated and final copy of the Private Placement Memorandum provided to the individual immigrant investor.
6. On any individually filed petition affiliated with the MOEDRC, it should also provide information and evidence as to how the offering memorandum entered into by the alien investor, as contained in the I-526 petition, complies with applicable law and Security and Exchange Commission (SEC) requirements which govern such matters.

The designation by the USCIS of the MOED as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the Texas Service Center.

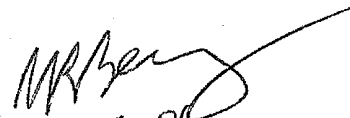
If you have any questions concerning the MOEDRC approval and designation under the Immigrant Investor Pilot Program, please contact Maurice R. Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program, at (202) 272-8413.

Sincerely,


Gerard Heinauer
Acting Chief
Service Center Operations

CC: Colonel Timothy O. Milbrath
Executive Vice President
Noble-Outreach
20203 Goshen Road, Suite 302
Gaithersburg, MD 20879

cc: Official File
MRBEREZ: 02/13/07


2-13-07



U.S. Citizenship
and Immigration
Services

SCOPS 70/6.2.8

December 1, 2009

William B. Hungerford Jr.
President
New Orleans' Mayor's Office Regional Center
3421 N. Causeway Blvd., Suite 301
New Orleans, LA 70002

Your entity is designated as a Regional Center within the Immigrant Investor Pilot Program by the U.S. Citizenship and Immigration Services (USCIS). Pursuant to the regulations at 8 CFR 204.6(m)(6) this letter seeks to ascertain if your regional center is in compliance with the above cited regulation in order to help USCIS determine if and how your regional center is presently serving the purpose of promoting economic growth, improving regional productivity, job creation, and increased domestic capital investment.

It is necessary to determine whether your regional center is in compliance with both regulations and the law in order for you to continue to operate as a USCIS approved and designated regional center. Therefore **USCIS is requesting that for each Federal Fiscal Year¹ to the present date of this letter, since your approval and designation as a regional center, that you provide the following information by not later than 45 calendar days from the date of this letter:**

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Explain how you are administering the regional center and how you are actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months beginning October 1st and ending on September 30th.

3. Explain the following:

- a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
- b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that has been utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

4. Provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made/will make an investment and has filed or will file an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS:
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center

from when the investment was initiated to the present.

5. Identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:

- i. actively promote your regional center program,
- ii. identify and recruit legitimate and viable alien investors, and
- iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.

11. Regarding your website, please provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

If your submission is more than several pages, please use acco-fasteners to attach the documents at the top of each page, and separately tab the written materials/responses which you submit for each of the eleven (11) questions listed above.

Additionally, this letter of request affords you the opportunity to declare your intent to update and amend your original proposal and designation to reflect changes in the Pilot Program pursuant to amendments in the statute in 2000, 2002, and 2003. As such, in responding to this letter, you may also apprise USCIS in writing under a separate tab of any plans and intent to amend your regional center proposal and designation.

Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc., with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is the same as what was submitted with this Form I-924, USCIS will give deference to the business plan and the RIMS II model that derived the job creation estimates. It should be noted that if the business plan and/or the economic model is changed at the time of filing I-526 petitions, USCIS will review the new business plan and/or economic model to determine if it qualifies, as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions should be based on the I-526 petition approval which provided a detailed business plan which was supported by an economic analysis based on reasonable methodologies.

If changes are made to the economic model at the time that USCIS reviews the alien investor's I-829 petition, USCIS will review the I-829 petition to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Offering Memorandum;
 - b. Subscription Agreement;
 - c. Limited Partnership Agreement.
 - d. Operating Agreement; and
 - e. Escrow Agreement

Draft dated January 12, 2012
Draft dated September 28, 2011
Draft dated January 12, 2012
Draft dated January 12, 2012
Draft dated January 12, 2012

Additional Guidelines for I-526 Petitions based on an Approved Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Clean Air Car Service & Parking Corp. Fund Group, LLC (CACSPC)** Project (**Clean Air Car Service & Parking Project**) as an approved Capital Investment Project for NYCRERC.

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, Executive Summary, and Business Plan for Clean Air Car Service & Parking Project (dated 01/12/2012).
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the Regional Center economic analysis (dated January 10, 2012) which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Offering Memorandum; Draft dated January 12, 2012
 - b. Subscription Agreement; Draft dated September 28, 2011
 - c. Limited Partnership Agreement; and Draft dated January 12, 2012
 - d. Escrow Agreement. Draft dated January 12, 2012

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of a Form I-924A Supplement by each regional center that remains designated for participation in the pilot program as of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

September 23, 2010

New York City Regional Center, LLC
c/o George Olsen
299 Broadway, Suite 1220
New York, NY 10007

File No. W09002370

Application: Request to Amend Designation as a Regional Center
Applicant(s): George Olsen

Re: New York City Regional Center, LLC
(Atlantic Yards Project)

Pursuant to Section 610 of the Appropriations Act of 1993, on October 30, 2008, the New York City Regional Center, LLC, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. An amendment to include the film and television industry was approved on August 27, 2009. In a written request filed August 12, 2010, New York City Regional Center, LLC sought to amend its initial Regional Center designation to include an exemplar I-526, business plan, economic impact report and sample organizational documents for the Atlantic Yards Project (Atlantic Yards Land Use Improvement and Civic Project) in Brooklyn, New York.

Based on its review and analysis of the request to amend the previous New York City Regional Center, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The New York City Regional Center, LLC has as its geographic focus the four counties of Bronx, Kings, Queens and New York (Manhattan) in the State of New York.

FOCUS OF INVESTMENT ACTIVITY:

www.uscis.gov

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will focus investments into new commercial enterprises in the following target industry economic clusters:

1. Hotels,
2. Restaurants,
3. Retail Stores,
4. Office Buildings,
5. Light Industrial/Warehouses,
6. Civic Buildings,
7. Apartments/Condominiums,
8. Mixed Use I (hotels, retail stores and apartments),
9. Mixed Use II (office buildings, retail stores, and condominiums),
10. Film and Television and
11. Sports and Entertainment

The Atlantic Yards project is within the scope of the approved industry clusters listed above. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of New York, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. Since employment rates are subject to change, final determination of TEA designation is made as of the time the I-526 is filed or the time of investment, whichever occurs first. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the RIMS II methodology was used.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon a review of your proposal, the Atlantic Yards Project is approved as a capital investment project for your regional center. Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. LLC Operating Agreement; (Dated August 10, 2010)
 - b. Private Placement Offering Memorandum; (Sample submitted August 12, 2010)
 - c. Escrow Agreement; (Sample submitted August 12, 2010)
 - d. Subscription Agreement; (Sample submitted August 12, 2010)
 - e. Loan Agreement; and (Sample submitted August 12, 2010)
 - f. Promissory Note. (Sample submitted August 12, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements

of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Nicolai Hinrichsen, Esq



**U.S. Citizenship
and Immigration
Services**

June 8, 2011

New York City Regional Center, LLC
c/o Paul Levinsohn
299 Broadway, Suite 1220
New York, NY 10007

Application: Request to Amend Designation as a Regional Center
Applicant(s): Paul Levinsohn

Re: New York City Regional Center, LLC
RCW1104150162

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 30, 2008, the New York City Regional Center ("NYCRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. Based on written requests, subsequent amendments were approved on August 27, 2009 and September 23, 2010. In a written request submitted on February 10, 2011, the New York City Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to include an exemplar I-526 petition, business plan, economic impact report and other sample documents for the New York City East River Waterfront Project, and a new added economic category.

Based on its review and analysis of the request to amend the previous New York City Regional Center, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services ("USCIS") amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The New York City Regional Center ("NYCRC") has as its geographic focus the four counties of Bronx, Kings, Queens and New York (Manhattan) in the State of New York.

The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis and the subsequent amendments to the Regional Center Proposal, the Regional Center will engage in the following economic activities: accommodation, office space, retail sales, marketing, maintenance services and construction.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following 12 target industry economic categories:

1. Hotels,
2. Restaurants,
3. Retail Stores,
4. Office Buildings,
5. Light Industrial/Warehouses,
6. Civic Buildings,
7. Apartments/Condominiums,
8. Mixed Use I (hotels, retail stores, and apartments),
9. Mixed Use II (office buildings, retail stores, and condominiums),
10. Film and Television,
11. Sports and Entertainment, and
12. Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then a Form I-924 amendment application would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the RIMS II model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with the projected creation of new jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. The immigrant investor petition must also be supported by an analysis and evidence that shows that the capital investment project in the Form I-526 petition comports to the capital investment project approved in the regional center designation, that the project timelines are such that the requisite jobs will be created within a reasonable period of time, and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum (draft dated February 1, 2011)
 - b. Subscription Agreement (submission date February 10, 2011)
 - c. Operating Agreement (draft dated January 15, 2011)
 - d. Escrow Agreement (draft dated January 2011)
 - e. Advisory Agreement (draft dated October 14, 2010)
 - f. Loan Agreement (submission date February 10, 2011)
 - g. Promissory Note (draft dated February 10, 2011)

Note: Each petition must also include any other evidence that is relevant to the proposed investment project, such as, licenses and permits, building contracts, feasibility studies, partnership agreements, etc.

Capital Investment Plan for the New York City East River Waterfront Project

Based on its review and analysis of your proposal, USCIS hereby designates the **New York City East River Waterfront Project** as an approved Capital Investment Project of the New York City Regional Center. The project's plans include 1) the redevelopment of the Battery Maritime Building in Lower Manhattan, one of New York City's last remaining historic landmark ferry terminals, to include, among other things, a luxury hotel, restaurant, and lounge; 2) the construction of a new waterfront esplanade, pavilion buildings, sidewalks and roadways to allow for increased pedestrian-friendly, publicly accessible open space; and 3) the structural rehabilitation of piers and slips as well as the construction of new passenger walkways, waiting areas, ticket windows, and driveways to allow for improved and expanded ferry service to take place over a 30 month period that will create jobs in and around the regional center. The approval of this project will allow the

estimated 154 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate filing fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment Project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Nicolai Hinrichsen, Esq.



U.S. Citizenship
and Immigration
Services

Date: OCT 14 2011

New Energy Horizons Regional Center, LLC
c/o Thomas J. Yee
51 Forest Avenue, #158
Old Greenwich, CT 06870

Application: Request for Designation as a Regional Center
Applicant(s): Thomas J. Yee, Chairman/CEO
Re: New Energy Horizons Regional Center, LLC
RCW1031910060/ID1031910060/Formally W09002440

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on August 30, 2010, Thomas J. Yee submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New Energy Horizons Regional Center, LLC.

USCIS hereby designates New Energy Horizons Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The New Energy Horizons Regional Center, LLC shall have a geographic scope to include the California counties of Los Angeles, Kings and Kerns Counties.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: the financing and development of projects and commercial enterprises in the five (5) target industry categories of the economic activity within the approved "NEH" regional center geographic area.

New Energy Horizons Regional Center, LLC ("NEH") plans to offer EB-5 capital investment opportunities in affiliated new commercial enterprises organized under the management of New Energy Holdings LLC; the subsidiary enterprises include New Energy West, LLC, New Energy Solar, LLC and New Energy Partners, LLC. New Energy Horizons Regional Center, LLC will serve as the general partner and plans to focus on projects in the following industry categories:

1. Construction - NAICS 23
2. Management of Companies and Enterprises - NAICS 55
3. Administrative and Support Services - NAICS 561
4. Educational Services - NAICS 61
5. Finance and Insurance - NAICS 52

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Limited Partnership Agreement.
 - d. Operating Agreement

Amended draft submitted August 15, 2011
Amended draft submitted August 15, 2011
Amended draft submitted August 15, 2011
Amended draft submitted August 15, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

New Energy Horizons Regional Center, LLC /RCW1031910060/ID1031910060/Formally W09002440
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Larry J. Behar, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **SEP 22 2011**

David Strong
c/o: New Hampshire EB-5 Regional Center, LLC
620 Ragged Mountain Road
Danbury, NH 03230

Application: Request for Designation as a Regional Center
Applicant(s): David Strong

Re: New Hampshire EB-5 Regional Center
RCW1031910083 (formerly W09002910)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 2, 2010, David Strong submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New Hampshire EB-5 Regional Center, LLC.

USCIS hereby designates New Hampshire EB-5 Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The New Hampshire EB-5 Regional Center, LLC shall have a geographic scope which includes the towns of Andover, Hill, Danbury, Wilmot, New London, Sutton and Newbury within the county of Merrimack of the state of New Hampshire.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the industry economic category:

1. NAICS 721110 Resort Hotels (without Casinos)

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in construction, renovation and expansion expenditures and direct employment at the ski resort and tourist spending, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as estimated project expenditures costs, direct employment and tourist spending, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices, and financial, marketing and related data such as financial statements showing sales revenues, financial statements or balance sheets (in the case of project expenditures and revenues generated by spending) which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Subscription Agreement (Sample dated August 1, 2011)
 - b. Escrow Agreement (Sample dated August 1, 2011)
 - c. Partnership Agreement of New Hampshire Ragged Mountain Resort Investment, LP (Sample dated August 1, 2011)
 - d. Operating Agreement (Sample dated August 1, 2011)
 - e. Private Offering of Limited Partnership Interests (Sample dated August 1, 2011)

Capital Investment Plan for Ragged Mountain Resort

Based on its review and analysis of your proposal and the response to request for further evidence, USCIS hereby designates the **Ragged Mountain Resort** Project as an approved Capital Investment Project for the New Hampshire EB-5 Regional Center, LLC. New Hampshire Ragged Mountain Resort Investment, LP, of which New Hampshire EB-5 Regional Center is the General Partner, will loan \$35 million to Ragged Mountain, Inc. to renovate, expand, develop and operate the ski resort located at 620 Ragged Mountain Road, Danbury, New Hampshire.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan and associated economic analysis.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to

New Hampshire EB5 Regional Center/RCW1031910083 (formerly W09002910)

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monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Shahzad Q. Qadri, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

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AL3100621

Paul Levinsohn
New Jersey Regional Center, LLC
299 Broadway Ste 1518
New York, NY 10007

Application: Request for Designation as a Regional Center
Applicants: Paul Levinsohn, Sandra Dyche, Mehreen Shah, George Olsen

RE: Designation of the New Jersey Regional Center (NJRC) under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on June 18, 2008, New Jersey Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New Jersey Regional Center, with a geographic area focusing on seven (7) counties in New Jersey: Bergen, Essex, Hudson, Mercer, Middlesex, Passaic and Union Counties. On September 18, 2008, USCIS issued a request for evidence (RFE). On October 27, 2008, a response to the RFE was received which satisfactorily supplied the requested evidence. The NJRC for EB-5 Immigrant Investor purposes shall focus investment in the following nine (9) target industry economic clusters:

1. Hotels;
2. Restaurants;
3. Retail Stores;
4. Office Buildings;
5. Light Industrial/Warehouses;
6. Civic Buildings;
7. Apartments/Condominiums;
8. Mixed Use I (hotel/retail/apartments);
9. Mixed Use II (office buildings/retail/condominiums).

The proposal contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A sample Private Placement Memorandum;
- A sample LLC Operating Agreement;
- A sample Subscription Agreement; and
- A Marketing Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates NJRC as a Regional Center within the Immigrant Investor Pilot Program. NJRC shall have a geographic scope which includes the seven (7) New Jersey counties: Bergen, Essex, Hudson, Mercer, Middlesex, Passaic and Union Counties.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the NJRC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following target industry commercial enterprise activities within seven (7) New Jersey counties of Bergen, Essex, Hudson, Mercer, Middlesex, Passaic and Union.

1. Hotels;
2. Restaurants;
3. Retail Stores;
4. Office Buildings;
5. Light Industrial/Warehouses;
6. Civic Buildings;
7. Apartments/Condominiums;
8. Mixed Use I (hotel/retail/apartments);
9. Mixed Use II (office buildings/retail/condominiums).

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the NJRC area

comprised of these seven (7) New Jersey counties: Bergen, Essex, Hudson, Mercer, Middlesex, Passaic and Union. The geographic focus of this area contains numerous High Unemployment Targeted Employment Areas (TEA) as designated by the State of New Jersey, and rural TEA's as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the NJRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved NJRC proposal and its indirect job creation model and multipliers contained within the final approved NJRC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the NJRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the NJRC, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the NJRC approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. LLC Operating Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE NJRC REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

3. Be prepared to explain the following:

- a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

4. Be prepared to provide:

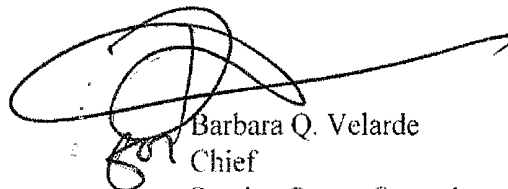
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and

- iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
 12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the NJRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

Date **SEP 23 2011**

Belle Chou, General Manager
RE: New World Real Estate & Development, LLC
2167 Medallion Dr, Suite 1
Union City, CA 94587

Application: Request for Designation as a Regional Center
Applicant(s): Belle Chou

Re: New World Regional Center
RCW1031910086

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 7, 2010, New World Regional Center submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New World Regional Center.

USCIS hereby designates New World Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The New World Regional Center shall have a geographic scope which includes thirteen contiguous counties of Alameda, Contra Costa, Merced, Napa, Sacramento, San Francisco, San Joaquin, San Mateo, Santa Clara, Santa Cruz, Solano, Stanislaus, and Yolo. in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: equity investment or loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following industry economic categories:

1. NAICS 621,622,623,624
2. NAICS 541,561,5221,524,5311
3. NAICS 722
4. NAICS 7211

Health Care Facilities
Professional Offices
Restaurants, Cafes and Food Courts
Hotels and Motels

5. NAICS 441,442,443,444,445,446,447,448,451
452,453,454 Retail Shopping Centers

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample submitted October 7, 2010)
 - b. Subscription Agreement (Sample submitted October 7, 2010)
 - c. Escrow Agreement (Sample submitted October 7, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

NewWorldRegionalCenter/RCW1031910086

Page 4

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending from the end of the signature.

Rosemary Langley Melville
Director
California Service Center

Cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

July 8, 2010

Buhm Jung Roe
New York Immigration Fund, LLC
267 Broadway, 2nd Floor
New York, NY 10007

Application: Request for Designation as a Regional Center
Applicant(s): Buhm Jung Roe

Re: New York Immigration Fund, LLC
File no. W09001310

Pursuant to Section 610 of the Appropriations Act of 1993, on April 13, 2010, Buhm Jung Roe submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New York Immigration Fund, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates New York Immigration Fund, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The York Immigration Fund, LLC shall have a geographic scope which includes five (5) counties within the City of New York; Bronx County, Kings County (Brooklyn), Queens County, Richmond County (Staten Island), New York County (Manhattan) and the two counties of Long Island, Nassau and Suffolk.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real Estate construction, renovation and management. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic cluster:

1. NAICS 233, 721, 722 Real Estate Development, Mixed Use (hotel, retail, office)

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment

by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved:

- | | |
|---------------------------------------|---------------------------------|
| a. Private Placement Memorandum; | (Sample submitted June 8, 2010) |
| b. Subscription Agreement; | (Sample submitted June 8, 2010) |
| c. Limited Partnership Agreement; and | (Sample submitted June 8, 2010) |
| d. Escrow Agreement. | (Sample submitted June 8, 2010) |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
 7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
 10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Mona Shah, Esq.



U.S. Citizenship
and Immigration
Services

January 24, 2011

Buhm Jung Roe
New York Immigration Fund, LLC
267 Broadway, 2nd Floor
New York, NY 10007

Application: Request for Amendment to the Regional Center
Applicant(s): Buhm Jung Roe

Re: New York Immigration Fund, LLC
File no. RCW1033650018 (Formerly W09003100)

Pursuant to Section 610 of the Appropriations Act of 1993, on April 13, 2010, Buhm Jung Roe submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New York Immigration Fund, LLC. On July 8, 2010, the proposal was approved. In a written request dated September 21, 2010, the New York Immigration Fund, LLC (NYIF) sought to amend its initial Regional Center designation as follows:

1. To include the capital investment project NYIF Times Square Hotel, LLC, a new commercial enterprise located in the City of New York in the State of New York. This project approval will allow investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

The capital investment project identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout alien's two year period of conditional residency. In addition, the Form I-829 must show that the business plan for the project submitted with the I-526 was carried out and that at least ten jobs were created as a result of that investment in that project. The business plan in the Form I-526 petition may not be materially changed after the petition is filed. For example, an investment in company A by the I-526 applicant may not be changed to company B for a different project prior to filing the I-829 even if both companies are in the same kind of business. In the event an investor's funds cannot be used in the project described in the plan submitted with the I-526, the investor's only recourse is to file a new I-526 for the new project.

GEOGRAPHIC AREA:

The York Immigration Fund, LLC shall have a geographic scope which includes five (5) counties within the City of New York; Bronx County, Kings County (Brooklyn), Queens County, Richmond County (Staten Island), New York County (Manhattan) and the two counties of Long Island, Nassau and Suffolk.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real Estate construction, renovation and management. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic cluster:

1. NAICS 531 Real Estate Development, Residential and Commercial, purchase construction and renovation.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(f)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition

will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; (None submitted with this Amendment)
 - b. Operating Agreement; (Sample submitted November 17, 2010)
 - c. Limited Partnership Agreement; and (Sample submitted November 17, 2010)
 - d. Escrow Agreement. (Sample submitted November 17, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity,
- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with

- another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely, 

Rosemary Langley Melville
Director
California Service Center

cc: Mehreen Shah, Esq.



U.S. Citizenship
and Immigration
Services

Date: NOV 19 2010

Wendy Black
New York Proton Regional Center, LLC
755 Second Avenue
New York, New York 10017

Application: Request for Designation as a Regional Center
Applicant(s): Wendy Black and Ytitzhak Tessler

Re: New York Proton Regional Center
W09001860

Pursuant to Section 610 of the Appropriations Act of 1993, on May 10, 2010, Wendy Black submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the New York Proton Regional Center.

Based on its review and analysis of your proposal and your response to the USCIS Request for Evidence, USCIS hereby designates New York Proton Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: debt funding of real estate development projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following ten (10) target industry economic clusters:

1. NAICS 233 Non-residential Building Construction
2. NAICS 622 Hospitals (Proton Center Operations)
3. NAICS 5614 Business Support Services, including Telephone Call Centers
4. NAICS 5142 Data Processing Services
5. NAICS 5239 Other Financial Investment Activities
6. NAICS 5411 Legal Services
7. NAICS 5415 Computer Systems Design and Related Services
8. NAICS 5417 Scientific Research and Development

- 9. NAICS 5511 Management of Companies
- 10. NAICS 5611 Office Administrative Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The New York Proton Regional Center shall have a geographic scope of the New York Counties of Kings, Queens, New York, Bronx, Westchester, Suffolk and Nassau.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of New York and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition

will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the New York Proton Project (consisting of a mixed-use real estate project that will include Therapy Clinic, Imaging Center, Radiopharmaceutical facility, Research Laboratory, Administrative Offices, Mechanical Plant, Restaurant, Spa/Fitness Center, Extended Stay Facilities and Oncology Claims Center), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Offering Memorandum
 - b. Limited Partnership Agreement
 - c. Subscription Agreement
 - d. Operating Agreement
 - e. Escrow Agreement

Samples/Drafts dated May 10, 2010
Samples/Drafts dated May 10, 2010
Samples/Drafts dated May 10, 2010
Samples/Drafts dated May 10, 2010
Samples/Drafts dated May 10, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and

- iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and

- iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Larry Behar, Esq.



**U.S. Citizenship
and Immigration
Services**

March 31, 2011

NextBay Properties, LLC
c/o James C. Wolf, Esq.
1390 Willow Pass Rd. Suite 190
Concord, CA 94520

Application: Request for Designation as a Regional Center
Applicant: Jay Utal, President

Re: NextBay Properties, LLC
RCW1031910043 (Formerly W09002160)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on March 4, 2010, Jay Utal submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of NextBay Properties, LLC.

USCIS hereby designates NextBay Properties, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The NextBay Properties, LLC shall have a geographic scope which includes the County of San Joaquin in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd Party enterprises, equity investments, construction and management, construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic cluster:

1. NAICS 230000

Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
 - a. Operating Agreement (Dated May 24, 2010)
 - b. Offering Memorandum (Sample submitted July 13, 2010)
 - c. Subscription Agreement; and (Sample submitted July 13, 2010)
 - d. Limited Partnership Agreement. (Sample submitted July 13, 2010)
 - e. Escrow Agreement (None submitted)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: James C. Wolfe, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.1.8-C

FILE COPY

APR 21 2009

David Kozich
162 Coxe Ave, Suite 100
North Carolina Center for Foreign Investment, LLC
Asheville, NC 28801

Application: Request for Designation as a Regional Center
Applicants: David Kozich
Proposed Enterprise: North Carolina Center for Foreign Investment, LLC (NCCFI)

RE: Designation as a Regional Center under the Immigrant Investor Pilot Program.

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on August 9, 2008, North Carolina Center for Foreign Investment, LLC (NCCFI) submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the North Carolina Center for Foreign Investment (NCCFI) Regional Center, with a geographic area focusing on Buncombe County, North Carolina within the Asheville Metropolitan Statistical Area. For EB-5 Immigrant Investor purposes NCCFI sought to focus investment in the following business activity:

1. Manufacturing,
2. Leisure/Hospitality,
3. Commercial development, and
4. Residential development.

On December 5, 2008, USCIS issued a Request for Evidence (RFE). On February 18, 2009, a response to the RFE was received which satisfactorily supplied the requested evidence. The proposal and response to the RFE contained the following evidence in support of its requested designation:

- A Job Creation Analysis and Econometric Model using IMPLAN prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- Maps;

- A sample Offering Letter;
- Articles of Organization;
- An Operating Agreement;
- A Subscription Agreement;
- A Limited Partnership Agreement;
- An Escrow Agreement;
- A List of Escrow Agents; and
- A Marketing/Promotional Plan and Budget.

DECISION:

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence to which you provided a satisfactory response, USCIS hereby approves and designates NCCFI as a Regional Center within the Immigrant Investor Pilot Program. NCCFI shall have a geographic scope which includes Buncombe County, North Carolina within the Ashville Metropolitan Statistical Area.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the NCCFI business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial investment activities:

1. Manufacturing,
2. Leisure/Hospitality,
3. Commercial development, and
4. Residential development.

If any investment opportunities arise that are beyond the scope of the approved focus, then an amendment would be required to add that opportunity.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the NCCFI area. The geographic focus of this area may contain High Unemployment Targeted Employment Areas (TEAs) to be determined by the State of North Carolina on a case-by-case basis. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if located outside of a TEA.

EMPLOYMENT CREATION:

Immigrant investors who file petitions for commercial enterprises located in the NCCFI area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved NCCFI proposal and its indirect job creation model and multipliers contained within the final approved NCCFI application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the NCCFI, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the NCCFI, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the NCCFI approval and designation.
2. A copy of the USCIS approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:

- a. Offering Circular or equivalent;
- b. Escrow Agreement;
- c. Subscription Agreement; and
- d. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE NORTH CAROLINA CENTER FOR FOREIGN INVESTMENT REGIONAL CENTER (NCCFI):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

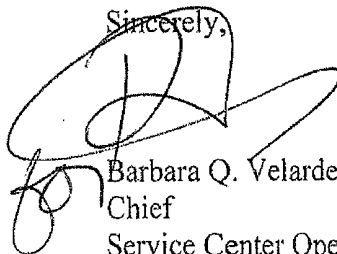
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact

(POC) for the RC,

- the management and administration of the RC,
- the RC structure,
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- any change to the standard agreements previously submitted and approved for use by USCIS,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the NCCFI approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File



**U.S. Citizenship
and Immigration
Services**

DATE: **MAY 16 2011**

North Country EB-5 Regional Center, LLC
Attn: Garry Douglas, President & CEO
P.O. Box 310, 7061 Rt 9
Plattsburgh, NY 12901-0310

Application: Request for Designation as a Regional Center
Applicant(s): Garry Douglas

Re: North Country EB-5 Regional Center, LLC
RCW1031910051

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on August 9, 2010, Garry Douglas submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the North Country EB-5 Regional Center, LLC.

USCIS hereby designates North Country EB-5 Regional Center, LLC, as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The North Country EB-5 Regional Center, LLC, shall have a geographic scope which includes Essex, Clinton and Franklin counties in the State of New York.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: direct equity investments and/or loans to third party enterprises that will help foster growth and create jobs within the intended area and surrounding regions.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities in new commercial enterprises in the following four (4) target industry economic categories:

- | | |
|------------------|--|
| 1. NAICS 48 & 49 | Transportation |
| 2. NAICS 531/2/3 | Real Estate Development & Leasehold Improvements |
| 3. NAICS 31 & 33 | Manufacturing & Trade |
| 4. NAICS 712100 | Technology |

Note: The NACIS codes presented for each industry category outlined above is all-inclusive. However, if any investment opportunities arise that are beyond the scope of the approved industry categories referenced above and/or are in addition to the industry categories referenced above, then a Form I-924 amendment application for the regional center would need to be filed in order to amend and/or add the new industry category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area ("TEA"), the alien must establish at the time of filing of the I-526 petition that the investment will be made in a TEA, or was made in a TEA at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The econometric model used by the regional center is RIMS II and the determining factor for job creation used is by industry for projects in TEA areas for each \$1 million invested.

The EB-5 investor must show at the time of filing the Form I-829 Petition that he or she performed the activities described in the approved Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation based on the EB-5 investor's investment in order for the I-829 petition to be approved and the conditions removed from the EB-5 investor's lawful permanent resident status.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions for qualified employees, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic analysis and evidence that shows that the actual capital investment in the

Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|--|--------------------------------|
| a. Operating Agreement | Dated January 20, 2010 |
| b. Confidential Information Memorandum | Submission date August 9, 2010 |
| c. Confidential Information Memorandum Amendment | Submission date August 9, 2010 |
| d. Limited Partnership Agreement | Dated June 10, 2010 |

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to the Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. A list of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5) based on the common project.
3. Letters of commitment from all non-EB-5 equity investors, if applicable.
4. A comprehensive Business Plan and Economic Analysis for the project that is EB-5 compliant.

If there are any substantial changes altering a project's plans including the investment plan, then a Form I-924 amendment application for the regional center would be required.

Note: Each investor is also required to submit a copy of his or her signed and dated Subscription Agreement and Escrow Agreement at the time of filing Form I-526, Petition by Alien Entrepreneur. Each petition must also contain the revisions and amendments as noted in the Response to the Request for Evidence in regards to Return of Capital, etc., which were only referenced in the Response to the Request for Evidence but no new revised and/or amended copies were submitted. If any revisions and/or amendments as noted in the Request for Evidence were not complied with, the petition may be subject to denial.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

North Country Regional Center, LLC/ RCW1031910051

Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a long horizontal flourish extending to the right.

Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

DATE: JUN 16 2009

Northeast Ohio Regional Center, LLC.
c/o Margo Broehl
377 W. Liberty Street
Wooster, OH 44691

Application: Request for Designation as a Regional Center
Applicant: Northeast Ohio Regional Center, LLC.

Re: Northeast Ohio Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on January 23, 2009, Northeast Ohio Regional Center, LLC., submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Northeast Ohio Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Northeast Ohio Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Northeast Ohio Regional Center shall have a geographic scope which includes 16 contiguous counties, namely, Ashland, Ashtabula, Carroll, Columbiana, Cuyahoga, Geauga, Lake, Lorain, Mahoning, Medina, Portage, Richland, Stark, Summit, Trumbull and Wayne.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities:

- Bio-Science, including agri-business, biotechnology, technology transfer from universities, hospital-related technology development, medical development and innovation,
- Energy, including alternative energy sources, energy conservation, pollution reduction,

- Information technology, including process improvements through technology, advance manufacturing techniques, and
- Urban renewal projects, including commercial development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises and expansion of existing enterprises in the following four (4) target industry economic clusters:

1. NAICS 541712 - Research and Development in Biotechnology
2. NAICS 335599 - Fuel cells as well as a wide variety of other miscellaneous electrical devices
3. NAICS 541512 - Information technology, i.e. Geospatial Information Systems (GIS)
4. NAICS 236116/236220 - Apartments and Condominiums & Shopping center construction

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. Ashland county (excluding the city of Ashland), Wayne county (excluding the city of Wooster), Ashtabula County, and Columbiana county are rural, and the cities of East Cleveland, Warren and Youngstown qualify as TEA's because high unemployment rates are 150% or more of the national rate. Consequently, the minimum investment required is \$500,000. However, the proposed first project, BioHio Research Park, and the third project, Information Technology Company, will be located in the city of Wooster, which does not have an unemployment rate of 150% or more of the national rate. Therefore, the minimum investment required is \$1,000,000.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to

underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Operating Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

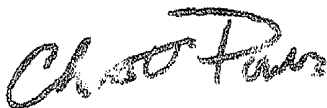
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

Cc: Stephen W. Yale-Loehr, Esq.



U.S. Citizenship
and Immigration
Services

JUL 19 2011

DATE:

Northern California Regional Center, LLC
c/o Stephen Weststeyn
1777 S. Hewitt Road
Linden, CA 95236

Application: Request to Amend Designation as a Regional Center
Applicant(s): Stephen Weststeyn

Re: Northern California Regional Center, LLC
RCW1103350154

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 22, 2010, the Northern California Regional Center ("NCRC") was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. An amendment to the approval notice was issued on May 5, 2010, to include the approval of an investment project. In a written request submitted on February 2, 2011, the Northern California Regional Center submitted an amendment proposal seeking to amend its initial Regional Center designation to include an exemplar I-526 petition, business plan, economic impact report and other sample documents for the Ruby Gold Mine Project, expand its designated area, and add a new economic category.

Based on its review and analysis of the request to amend the previous Northern California Regional Center, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services ("USCIS") amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

The North California Regional Center ("NCRC") shall have a geographic scope which includes the counties of Colusa, Butte, Glenn, Sacramento, San Joaquin, Shasta, Sutter, Tehama, Yuba, Yolo, El Dorado, Placer, Sierra and Nevada counties in the State of California.

The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted employment areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise, whichever occurs first.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis and the subsequent amendments to the Regional Center Proposal, the Regional Center will engage in the following economic activities: accommodation, office space, retail sales, marketing, maintenance services and construction.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following two (2) target industry economic categories:

- | | |
|-----------------|----------------------------------|
| 1. NAICS 11212 | Dairy Cattle and Milk Production |
| 2. NAICS 212221 | Gold Ore Mining |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then a Form I-924 amendment application would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved job creation methodology that has been submitted on behalf of the regional center is based on the IMPLAN model.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in creating new jobs in the new commercial enterprise affiliated with your regional center in which the alien has invested, then:

- To be credited with the projected creation of new jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new jobs based on a multiplier tied to creating new jobs needs to be properly supported by evidence of job creation. To support the full number of new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created through the alien's investment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

In order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, each I-526 petition must contain the following:

1. A copy of this letter, the Regional Center approval and designation letter and any subsequent amendment approval notices.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. The immigrant investor petition must also be supported by an analysis and evidence that shows that the capital investment project in the Form I-526 petition comports to the capital investment project approved in the regional center designation, that the project timelines are such that the requisite jobs will be created within a reasonable period of time, and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Offering Memorandum (submission date February 2, 2011)
 - b. Subscription Agreement (submission date February 2, 2011)
 - c. Partnership Agreement (draft dated January 21, 2011)
 - d. Escrow Agreement (submission date February 2, 2011)
 - e. Memorandum of Understanding (draft dated October 14, 2010)
 - f. Loan Documents (submission date February 2, 2011)

Note: Each petition must also include any other evidence that is relevant to the proposed investment project, such as, licenses and permits, building contracts, feasibility studies, operating agreements, advisory opinions, project timelines, etc.

Capital Investment Plan for the New York City East River Waterfront Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Ruby Gold Mine Project** as an approved Capital Investment Project of the Northern California Regional Center. The project's plans include the refurbishing of existing infrastructures and mining tunnels and the development of other mining areas in order to begin mining operations to extract gold ore and other valuable materials over the next decade in the historic Alleghany-Downieville mining district, situated in the Sierra Nevada foothills near the Yuba River, which covers 1,755 acres, consisting of 1,320 acres of unpatented mining claims and 435 acres of patented claims, that is scheduled to take approximately a two-year period to complete and will create jobs in and around the regional center area. The approval of this project will allow the estimated 15 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate filing fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Brandon Meyer, Esq.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case the IMPLAN model was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum - Sample/Draft submitted March 2, 2010
 - b. Subscription Agreement - Sample/Draft submitted March 2, 2009
 - c. Operating Agreement - Sample/Draft submitted March 2, 2009
 - d. Limited Partnership Agreement - Sample/Draft submitted March 2, 2009
 - e. Escrow agreement and instructions - Sample/Draft submitted March 2, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,

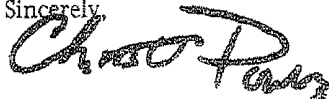
¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a detailed written explanation for the inactivity,
 - a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - actively promote your Regional Center program,
 - identify and recruit legitimate and viable alien investors, and
 - a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Carolyn S. Lee, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



U.S. Citizenship
and Immigration
Services

April 11, 2011

Northern Rockies Regional Center, LLC
c/o Arnold E. Sherman
7310 Broken Bow
Missoula, MT 59808

Application: Request for Designation as a Regional Center
Applicant: Arnold E. Sherman, Principal

Re: Northern Rockies Regional Center, LLC
RCW1033650027 (Formerly W09003040)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 17, 2010, Arnold Sherman submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Northern Rockies Regional Center, LLC.

USCIS hereby designates Northern Rockies Regional Center, LLC (NRRC) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Northern Rockies Regional Center, LLC shall have a geographic scope which includes the entire State of Montana.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, equity investments, construction and management, construction and development of infrastructures, manufacture, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic clusters (industry categories):

A. NAICS 230000 – Mixed-Use Real Estate Development

1. NAICS 562910 - Remediation Services
2. NAICS 236115 - New Single-Family Housing Construction
3. NAICS 236116 - New Multi-Family Housing Construction
4. NAICS 236220 - Commercial and Institutional Building Construction
5. NAICS 623320 - Senior Living
6. NAICS 713940 - Health & Fitness

A. NAICS 220000 – Clean/Green/Sustainable Energy Technologies

1. NAICS 335911 - High-efficiency Battery Technology
2. NAICS 221121 - Power Grid Storage Technology
3. NAICS 221119 - Wind, Solar and Other Alternative Energy

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application.

package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new “direct jobs”

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new “direct jobs”, the immigrant investor’s individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor’s I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien’s investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
 - a. Operating Agreement (Dated May 30, 2010)
 - b. Offering Memorandum (None submitted, Not required for Regional Center)
 - c. Subscription Agreement; and (Sample submitted November 17, 2010)
 - d. Limited Partnership Agreement. (Sample dated March 15, 2011)
 - e. Escrow Agreement (Sample submitted April 1, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

October 18, 2010

Christopher Liu & Steven Shelley
North Texas EB-5 Regional Center LLC
1800 Valley View Lane, Suite 300
Dallas, TX 75234

Application: Request for Designation as a Regional Center
Applicant(s): Christopher Liu & Stephen Shelley

Re: North Texas EB-5 Regional Center LLC
W09001380

Pursuant to Section 610 of the Appropriations Act of 1993, on February 8, 2010, Christopher Liu and Stephen Shelley submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the North Texas EB-Regional Center LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates the North Texas EB-Regional Center LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The North Texas EB-Regional Center LLC shall have a geographic scope which includes the counties of Dallas and Kaufman in the State of Texas..

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Loans and equity investments to 3rd party enterprises, Real Estate Construction for business and residential, hotels and restaurants. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises and expansion of existing enterprises in the following 5 target industry economic clusters:

- | | |
|-------------------|--------------|
| 1. NAICS 5413 | Office |
| 2. NAICS 451, 445 | Retail |
| 3. NAICS 722 | Food Service |
| 4. NAICS 531 | Residential |
| 5. NAICS 7211 | Hotel |

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Texas and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In the case the IMPLAN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Preservation or creation of direct jobs

Where preservation or creation of “direct jobs” is claimed in support of an immigrant investor’s I-526 petition affiliated with the Regional Center, then:

- To be credited with projected creation of new “direct” jobs for “qualifying employees” upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- For the purposes of an alien investor’s filing of a subsequent I-829 petition to remove the conditions wherein the investment through the Regional Center involved the creation of new direct jobs or the creation of new indirect jobs based upon a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed, an alien’s subsequent I-829 petition filed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien’s investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement (Copy dated 6-12-09, submitted)
 - b. Private Placement Memorandum (Sample submitted 2-8-10)
 - c. Subscription Agreement; and (Sample submitted 2-8-10)
 - d. Limited Partnership Agreement. (Sample submitted 2-8-10)
 - e. Escrow Agreement and Instructions (Sample submitted 9-7-10)

DESIGNEE’S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance

with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from: October 1st to September 30th.

- i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **OCT 20 2011**

Joe Zhenghong Zhou
NYC Metro Regional Center, LLC
136-20 38th Avenue, Suite 10H
Flushing, NY 11354

Application: Request for Designation as a Regional Center
Applicant(s): Joe Zhenghong Zhou

Re: NYC Metro Regional Center, LLC
RCW1034750121/ID1034750121/Formerly W09003870

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Joe Zhenghong Zhou submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the NYC Metro Regional Center.

USCIS hereby designates NYC Metro Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

NYC Metro Regional Center, LLC shall have a geographic scope to include the New York Counties of New York (Manhattan), Queens, Kings (Brooklyn), Richmond (Staten Island), Bronx, Nassau (Long Island), Suffolk (Long Island) and Westchester and the New Jersey Counties of Bergen, Passaic, Morris, Essex, Hudson, Union, Somerset, Middlesex, Mercer, Monmouth, Ocean, Burlington and Atlantic.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loan and/or equity funding for the construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

- | | |
|------------------------|--|
| 1. NAICS 230000 | Construction |
| 2. NAICS 721000 | Travel Accommodation (Hotel Operations) |
| 3. NAICS 722000 | Food Services and Drinking Places (Restaurants) |
| 4. NAICS 440000/450000 | Gasoline Stations with Convenience Stores |
| 5. NAICS 621000 | Medical Offices |
| 6. NAICS 523000 | Securities and Investment |
| 7. NAICS 524000 | Insurance |
| 8. NAICS 541100 | Legal |
| 9. NAICS 541200 | Accounting |
| 10. NAICS 541300 | Architects |
| 11. NAICS 541800 | Advertising and Public Relations |
| 12. NAICS 541900 | Miscellaneous Professional Services |
| 13. NAICS 812000 | Parking Facilities (Parking) |
| 14. NAICS 611000 | Educational Facilities |
| 15. NAICS 712000 | Art Galleries and Cultural Centers |
| 16. NAICS 813000 | Civic Organizations |
| 17. NAICS 561200 | Conference Centers (Facilities Support Services) |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses or estimated hard cost construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenues generated by businesses or hard cost construction expenditures, needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement (NYC Metro RC, LLC) Revision of August 18, 2011
 - b. Limited Partnership Agreement (NYC Fund LP) Revision of August 18, 2011
 - c. Escrow Agreement (NYC Fund LP) Revision of August 18, 2011
 - d. Agency Agreement (NYC Metro RC, LLC) Revision of August 18, 2011
 - e. Non-Refundable Deposit Agreement (NYC Metro RC, LLC) Draft dated August 18, 2011
 - f. Advisory Board Member Agreement (NYC Metro RC, LLC) Draft dated August 18, 2011
 - g. Private Placement Offering Circular (NYC Metro RC, LLC) Draft dated August 18, 2011
 - h. Summary of the Offering (NYC Fund LP) Draft dated August 18, 2011
 - i. Subscription Agreement (NYC Fund LP) Draft dated August 18, 2011

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **AUG 23 2011**

Greg Hart
Ohio Development Regional Center, LLC
6592 Woodbriar Lane
Greenville, OH 45331

Application: Request for Designation as a Regional Center
Applicant(s): Greg Hart

Re: Ohio Development Regional Center
RCW1105950168

Pursuant to Section 610 of the Appropriations Act of 1993, on February 28, 2011, Greg Hart submitted a Form I-924 application seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Ohio Development Regional Center.

USCIS hereby designates Ohio Development Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Ohio Development Regional Center shall have a geographic scope to include Darke, Mercer, Miami and Montgomery counties in the State of Ohio.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construct, develop and manufacture of wind turbine projects within the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities in the construction, development and manufacturing of new commercial enterprises in the following target industry economic category:

1. NAICS 333611 Wind Turbine Manufacturing

COPY

If any investment opportunities arise that are beyond the scope of the approved industry category, then an I-924 amendment application would need to be filed to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Ohio and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by

evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Partnership Agreement
 - c. Subscription Agreement
 - d. Escrow Agreement
 - e. Private Placement Memorandum

Draft dated February 17, 2011
Draft dated February 22, 2011
Sample submitted February 28, 2011
Sample submitted February 28, 2011
Draft dated February 22, 2011

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924, is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **AUG 23 2011**

Greg Hart
Ohio Development Regional Center, LLC
6592 Woodbriar Lane
Greenville, OH 45331

Application: Request for Designation as a Regional Center
Applicant(s): Greg Hart

Re: Ohio Development Regional Center
RCW1105950168

Pursuant to Section 610 of the Appropriations Act of 1993, on February 28, 2011, Greg Hart submitted a Form I-924 application seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Ohio Development Regional Center.

USCIS hereby designates Ohio Development Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Ohio Development Regional Center shall have a geographic scope to include Darke, Mercer, Miami and Montgomery counties in the State of Ohio.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construct, develop and manufacture of wind turbine projects within the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities in the construction, development and manufacturing of new commercial enterprises in the following target industry economic category:

1. NAICS 333611 Wind Turbine Manufacturing

If any investment opportunities arise that are beyond the scope of the approved industry category, then an I-924 amendment application would need to be filed to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Ohio and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by

evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:

a. Operating Agreement	Draft dated February 17, 2011
b. Partnership Agreement	Draft dated February 22, 2011
c. Subscription Agreement	Sample submitted February 28, 2011
d. Escrow Agreement	Sample submitted February 28, 2011
e. Private Placement Memorandum	Draft dated February 22, 2011

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924, is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

JUN 09 2011

DATE:

Jim Li, Director
American United Development Group, LLC
333 S. Grand Ave., 25th Floor, PMB 367
Los Angeles, CA 90503

Application: Request for Designation as a Regional Center
Applicant(s): Jim Li

Re: Oregon Regional Center
RCW10 319 10044 (formerly W09 00 2170)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 19, 2010, Jim Li submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Oregon Regional Center.

USCIS hereby designates Oregon Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Oregon Regional Center shall have a geographic scope which includes the entire State of Oregon.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, Real Estate Construction, renovation and management, Construction and development of infrastructures, Paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, Restructuring & reorganizing existing businesses to create a new commercial enterprise, expansion of existing enterprises, or a mix of commercial enterprises, in the following six (6) target industry economic categories:

1. NAICS 310000 – 330000 Manufacturing
2. NAICS 440000 – 450000 Retail Trade
3. NAICS 540000 Professional, Scientific and Technical Services

- | | |
|-----------------|----------------------------------|
| 4. NAICS 610000 | Education Services |
| 5. NAICS 620000 | Healthcare and Social Assistance |
| 6. NAICS 720000 | Accommodations and Food Services |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Copyright, 2010 AUDG, LLC)
 - b. Subscription Agreement; and (Submitted with proposal July 19, 2010)
 - c. Escrow Agreement. (Submitted with proposal July 19, 2010)
 - d. Operating Agreement (Submitted with proposal July 19, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Oregon Regional Center/RCW10 319 10044 (formerly W09 00 2170)

Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a stylized flourish at the end.

Rosemary Langley Melville
Director
California Service Center

cc: Timothy D. Knowles, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE:

JUN 09 2011

Jim Li, Director
American United Development Group, LLC
333 S. Grand Ave., 25th Floor, PMB 367
Los Angeles, CA 90503

Application: Request for Designation as a Regional Center
Applicant(s): Jim Li

Re: Oregon Regional Center
RCW10 319 10044 (formerly W09 00 2170)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 19, 2010, Jim Li submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Oregon Regional Center.

USCIS hereby designates Oregon Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Oregon Regional Center shall have a geographic scope which includes the entire State of Oregon.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, Real Estate Construction, renovation and management, Construction and development of infrastructures, Paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, Restructuring & reorganizing existing businesses to create a new commercial enterprise, expansion of existing enterprises, or a mix of commercial enterprises, in the following six (6) target industry economic categories:

1. NAICS 310000 – 330000 Manufacturing
2. NAICS 440000 – 450000 Retail Trade
3. NAICS 540000 : Professional, Scientific and Technical Services

- | | |
|-----------------|----------------------------------|
| 4. NAICS 610000 | Education Services |
| 5. NAICS 620000 | Healthcare and Social Assistance |
| 6. NAICS 720000 | Accommodations and Food Services |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Copyright, 2010 AUDG, LLC)
 - b. Subscription Agreement; and (Submitted with proposal July 19, 2010)
 - c. Escrow Agreement. (Submitted with proposal July 19, 2010)
 - d. Operating Agreement (Submitted with proposal July 19, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Oregon Regional Center/RCW10 319 10044 (formerly W09 00 2170)

Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Timothy D. Knowles, Esq.



**U.S. Citizenship
and Immigration
Services**

DEC 08 2011

Date:

Oriental Dolphins Investment, LLC
c/o: Manhong Liu
1208 Stafford Road
Darlington, MD 21034

Application: Request for Designation as a Regional Center
Applicant(s): Manhong Liu

Re: Oriental Dolphins EB-5 Regional Center
RCW1034850134/ID1034850134/Formerly W09004090

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 22, 2010, Oriental Dolphins Investment, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Oriental Dolphins EB-5 Regional Center.

USCIS hereby designates Oriental Dolphins EB-5 Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

Oriental Dolphins Investment, LLC shall have a geographic scope which includes fifteen (15) contiguous counties of the State of Maryland: Allegany, Washington, Harford, Baltimore, Anne Arundel, Prince George, Howard, Carroll, Frederick, Cecil, Kent, Queen's Anne, Talbot, Dorchester and Wicomico.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following two (2) target industry economic categories:

- | | |
|-----------------|---|
| 1. NAICS 333611 | Turbine and Turbine Generator Set Units Manufacturing |
| 2. NAICS 611430 | Professional and Management Development Training |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in direct employment at the turbine manufacturing and training facilities, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as direct employment at the turbine manufacturing and training facilities, needs to be supported by evidence of the direct employees. Such evidence may include reasonable methodologies like Form W-2, multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents for Oriental Dolphin Regional Center I, LP:
 - a. Limited Partnership Agreement (Sample dated August 31, 2011)
 - b. Subscription Agreement (Sample dated August 31, 2011)
 - c. Escrow Agreement (Sample dated August 31, 2011)
 - d. Private Placement Memorandum (Sample dated August 31, 2011)
 - e. Loan and Security Agreement (Sample dated August 31, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


Rosemary Langley Melville
Director
California Service Center

cc: Reid A. Nelson, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: DEC 08 2011

Oriental Dolphins Investment, LLC
c/o: Manhong Liu
1208 Stafford Road
Darlington, MD 21034

Application: Request for Designation as a Regional Center
Applicant(s): Manhong Liu

Re: Oriental Dolphins EB-5 Regional Center
RCW1034850134/ID1034850134/Formerly W09004090

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 22, 2010, Oriental Dolphins Investment, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Oriental Dolphins EB-5 Regional Center.

USCIS hereby designates Oriental Dolphins EB-5 Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

Oriental Dolphins Investment, LLC shall have a geographic scope which includes fifteen (15) contiguous counties of the State of Maryland: Allegany, Washington, Harford, Baltimore, Anne Arundel, Prince George, Howard, Carroll, Frederick, Cecil, Kent, Queen's Anne, Talbot, Dorchester and Wicomico.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following two (2) target industry economic categories:

1. NAICS 333611 Turbine and Turbine Generator Set Units Manufacturing
2. NAICS 611430 Professional and Management Development Training

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified IMPLAN input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in direct employment at the turbine manufacturing and training facilities, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as direct employment at the turbine manufacturing and training facilities, needs to be supported by evidence of the direct employees. Such evidence may include reasonable methodologies like Form W-2, multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents for Oriental Dolphin Regional Center I, LP:
 - a. Limited Partnership Agreement (Sample dated August 31, 2011)
 - b. Subscription Agreement (Sample dated August 31, 2011)
 - c. Escrow Agreement (Sample dated August 31, 2011)
 - d. Private Placement Memorandum (Sample dated August 31, 2011)
 - e. Loan and Security Agreement (Sample dated August 31, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: David Derrico, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: JUN 30 2011

Mario P. Chang
Pacific Dynasty Regional Center, Inc.
3501 Hart Avenue
Rosemead, CA 91770

Application: Request for Designation as a Regional Center
Applicant(s): Mario P. Chang

Re: Pacific Dynasty Regional Center
RCW1034250060/(Formerly W09003280)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Mario P. Chang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Pacific Dynasty Regional Center.

USCIS hereby designates Pacific Dynasty Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Pacific Dynasty Beach Regional Center shall have a geographic scope to include the California Counties of Riverside and San Bernardino.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 44-45 Retail
2. NAICS 722 Food Services

COPY

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Offering Circular
 - b. Subscription Agreement
 - c. Limited Partnership Agreement

Sample/Draft submitted November 22, 2010
Sample/Draft submitted November 22, 2010
Sample/Draft submitted November 22, 2010

Note: Each petition must also include any other evidence that is relevant to the proposed project, such as, licenses and permits, building contracts and costs, building projections and timelines, operating agreements, advisory agreements, escrow agreements, etc.

Capital Investment Plan for the Redlands Shopping Center Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Redlands Shopping Center Project** as an approved Capital Investment Project for the Pacific Dynasty Regional Center. The project plan is to build a shopping center in a 12 to 15 month period and create jobs in the San Bernardino County area. This project approval will allow the investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors.

4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Chung-Hung Liou, Esq.



**U.S. Citizenship
and Immigration
Services**

April 16, 2010

Louis Haddad and Alfred Zucaro
Palm Beach Investment and Finance, LLC
4300 Main Street
Jupiter, Florida 33458

Application: Request to Amend Designation as a Regional Center
Applicant(s): Louis Haddad and Alfred Zucaro

Re: Palm Beach Investment and Finance, LLC
W09001140

Pursuant to Section 610 of the Appropriations Act of 1993, September 18, 2008, Palm Beach Investment and Finance, LLC, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated November 9, 2009, Palm Beach Investment and Finance, LLC sought to amend its initial Regional Center designation to expand the geographic region and include additional industry clusters.

Based on its review and analysis of the request to amend the previous Palm Beach Investment and Finance, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

Palm Beach Investment and Finance, LLC shall extend its geographic focus to include the Florida counties of Martin, St. Lucie, Indian River, Okeechobee and Hendry.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: real estate construction and construction and development of infrastructures.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following twelve (12) target industry economic clusters:

1. Transportation Facilities and Infrastructure;
2. Warehouse and Cargo Terminals;
3. Biotechnology and Related High Technology Manufacturing;
4. Solar Panel Manufacturing;
5. Water Treatment Plants;
6. Office Buildings;
7. Hotels;
8. Film and Television Production;
9. Renewable Energy Technologies;
10. Health Care Facilities;
11. Financial Services; and
12. Agricultural Activities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, the approved hypothetical business plan and the comprehensive business plan for the specific investment projects.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Offering Memorandum; Sample/Draft dated November 9, 2009
 - b. Subscription Agreement; Sample/Draft dated November 9, 2009
 - c. Escrow Agreement; Sample/Draft dated November 9, 2009
 - d. Articles of Incorporation; Sample/Draft dated November 9, 2009
 - e. Investment Management Agreement; and Sample/Draft dated November 9, 2009
 - f. Limited Liability Company Operating Agreement Sample/Draft dated November 9, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;

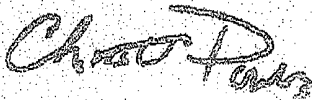
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Anthony Korda, Esq.



**U.S. Citizenship
and Immigration
Services**

July 7, 2010

Louis Haddad and Alfred Zucaro
Palm Beach Investment and Finance, LLC
4300 Main Street
Jupiter, Florida 33458

Application: Request to Amend Designation as a Regional Center
Applicant(s): Louis Haddad and Alfred Zucaro

Re: Palm Beach Investment and Finance, LLC
W09000970

Pursuant to Section 610 of the Appropriations Act of 1993, on September 18, 2008, Palm Beach Investment and Finance, LLC, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated September 22, 2009, Palm Beach Investment and Finance, LLC sought to amend its initial Regional Center designation to expand its geographic region.

Based on its review and analysis of the request to amend the previous Palm Beach Investment and Finance, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

Palm Beach Investment and Finance, LLC shall extend its geographic focus to include the Florida counties of Martin, St. Lucie, Indian River, Okeechobee, Hendry, Miami-Dade, Broward and Charlotte.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: real estate construction and construction and development of infrastructures.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following thirteen (13) target industry economic clusters:

1. Transportation Facilities and Infrastructure;
2. Warehouse and Cargo Terminals;
3. Biotechnology and Related High Technology Manufacturing;
4. Solar Panel Manufacturing;
5. Water Treatment Plants;
6. Office Buildings;
7. Hotels;
8. Film and Television Production;
9. Renewable Energy Technologies;
10. Health Care Facilities;
11. Financial Services;
12. Agricultural Activities; and
13. Restaurants.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, the approved hypothetical business plan and the comprehensive business plan for the specific investment projects.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Offering Memorandum; Sample/Draft dated November 9, 2009
 - b. Subscription Agreement; Sample/Draft dated November 9, 2009
 - c. Escrow Agreement; Sample/Draft dated November 9, 2009
 - d. Articles of Incorporation; Sample/Draft dated November 9, 2009
 - e. Investment Management Agreement; and Sample/Draft dated November 9, 2009
 - f. Limited Liability Company Operating Agreement Sample/Draft dated November 9, 2009

DESIGNER'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;

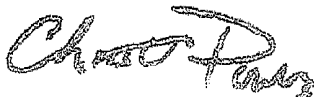
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity.
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Anthony Korda, Esq.



**U.S. Citizenship
and Immigration
Services**

June 30, 2010

Louis Haddad and Alfred Zucaro
Palm Beach Investment and Finance, LLC
4300 Main Street
Jupiter, Florida 33458

Application: Request to Amend Designation as a Regional Center
Applicant(s): Louis Haddad and Alfred Zucaro
Re: Palm Beach Investment and Finance, LLC
W09001810

Pursuant to Section 610 of the Appropriations Act of 1993, September 13, 2008, Palm Beach Investment and Finance, LLC, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated May 4, 2010, Palm Beach Investment and Finance, LLC sought to amend its initial Regional Center designation to expand the geographic region and include additional industry clusters.

Based on its review and analysis of the request to amend the previous Palm Beach Investment and Finance, LLC, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

Palm Beach Investment and Finance, LLC shall extend its geographic focus to include the Florida counties of Martin, St. Lucie, Indian River, Okeechobee, Hendry, Miami-Dade and Broward.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: real estate construction and construction and development of infrastructures.

www.uscis.gov

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following thirteen (13) target industry economic clusters:

1. Transportation Facilities and Infrastructure;
2. Warehouse and Cargo Terminals;
3. Biotechnology and Related High Technology Manufacturing;
4. Solar Panel Manufacturing;
5. Water Treatment Plants;
6. Office Buildings;
7. Hotels;
8. Film and Television Production;
9. Renewable Energy Technologies;
10. Health Care Facilities;
11. Financial Services; and
12. Agricultural Activities
13. Restaurants

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, the approved hypothetical business plan and the comprehensive business plan for the specific investment projects.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Offering Memorandum; Sample/Draft dated November 9, 2009
 - b. Subscription Agreement; Sample/Draft dated November 9, 2009
 - c. Escrow Agreement; Sample/Draft dated November 9, 2009
 - d. Articles of Incorporation; Sample/Draft dated November 9, 2009
 - e. Investment Management Agreement; and Sample/Draft dated November 9, 2009
 - f. Limited Liability Company Operating Agreement Sample/Draft dated November 9, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;

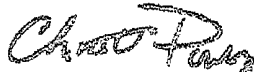
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Anthony Korda, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.2.8

Messrs. Louis Haddad & Alfred Zucaro
Managing Members
Palm Beach Investment and Finance, LLC
Phillips Point, West Tower
777 South Flagler Drive, Suite 800
West Palm Beach, FL 33401

SEP 18 2008

Re: USCIS Designation of Palm Beach Regional Center (PBRC)

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on November 1, 2007, Palm Beach Investment and Finance, LLC submitted a proposal for the designation of Palm Beach Regional Center which focuses exclusively within the County of Palm Beach, FL. The first major project which is the focus of the investment shall be the development of an Inland Port and cargo warehousing and distribution center. The industry focus shall be primarily as follows:

1. Intermodal traffic and cargo distribution center;
2. Manufacturing and research facilities;
3. Commercial and office space;
4. Film and TV production.

A direct rail connection is planned from the Port of Palm Beach to the envisioned inland port facility as there is little to no room for expansion at the existing port. USCIS requested additional evidence (RFE) on June 28, 2008, and received a response on August 18, 2008.

The proposal and RFE response contain the following evidence in support of its requested designation:

- Organizational Documents for Palm Beach Investment and Finance, LLC;
- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction;
- A business plan reflecting the construction and development of the Inland Port and related facilities;
- A Sample Confidential Offering Memorandum;

- An Sample Operating Agreement;
- A Sample Subscription Agreement;
- A Sample Investment Management Agreement;
- Sample Articles of Organization; and
- A Marketing Plan and Budget for the first year of the Regional Center.

DECISION:

Based on its review and analysis of the proposal and RFE response, USCIS hereby approves the PBRC.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the PBRC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial enterprise activities within the Transit Village:

- 1 Intermodal traffic and cargo distribution center;
- 2 Manufacturing and research facilities;
- 3 Commercial and office space;
- 4 Film and TV production.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the PBRC area comprised of the County of Palm Beach, FL. The geographic focus of this area contains certain Targeted Employment Areas (TEA) as designated by the State of Florida as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into the commercial enterprise through the PBRC shall be not less than \$ 500,000.00 if it is inside a TEA or \$1,000,000.00 if an approved project is outside a TEA.

EMPLOYMENT CREATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the PBRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved PBRC proposal and its indirect job creation model and multipliers contained within the final approved PBRC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the PBRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the PBRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the PBRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the PBRC approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$ 500,000.00 or \$1,000,000.00 into the approved project will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified U.S workers.
4. A legally executed copy of:
 - a. the Confidential Offering Memorandum;
 - b. the Investment Management Agreement;
 - c. the Subscription Agreement;
 - d. the Operating Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE PALM BEACH REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting

economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together; specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5

- investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
- a detailed written explanation for the inactivity,
 - a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - actively promote your regional center program,
 - identify and recruit legitimate and viable alien investors, and
 - a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your regional center's basis for its most recent

Palm Beach Regional Center (PBRC), Palm Beach County, FL
Page 7

designation and/or reaffirmation by USCIS.

If you have any questions concerning the EMRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



for Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File
Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

June 19, 2009

Vincent J. Simonelli
C/O Palm Coast Florida Group, LLC
Palm Coast Florida Regional Center
202B Sea Oats Drive
Juno Beach, Florida 33408

File No. W09000520

Application: Request for Designation as a Regional Center
Applicant(s): Vincent J. Simonelli

Re: Palm Coast Florida Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 6, 2009, Vincent J. Simonelli submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Palm Coast Florida Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Palm Coast Florida Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Palm Coast Florida Regional Center shall have a geographic scope which includes the counties of St. Johns, Flagler, Brevard, Volusia, Orange and Seminole.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: real estate construction.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Shopping and retail centers
2. Light Industrial Centers

3. Hospitals
4. Hotels
5. Medical offices
6. Nursing Homes

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement;
 - c. Escrow Agreement; and
 - d. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

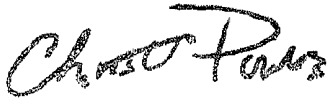
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

Palm Coast Florida Regional Center
Page 6

- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

Cc: Stephen W. Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE **AUG 08 2011**

Lobsang Dargey, President
c/o Path America SnoCo LLC
P.O. Box 13261
Everett, WA 98206

Application: Request for Designation as a Regional Center
Applicant(s): Lobsang Dargey

Re: Path America SnoCo LLC
RCW10 319 10032 (formerly W09002020)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on June 28, 2010, Lobsang Dargey, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of Path America SnoCo LLC (formerly known as Potala SnoCo LLC) as a regional center.

USCIS hereby designates Path America SnoCo LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Path America SnoCo LLC shall have a geographic scope which includes Snohomish County, in the State of Washington.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: equity investment, debt and equity financing, development and management of commercial and mixed-use real estate projects, and targeted business investments.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, restructuring & reorganizing existing businesses to create a new commercial enterprise, expansion of existing enterprises, and troubled businesses, in the following eleven (11) target industry economic categories:

1. NAICS 54-56
2. NAICS 6113

Commercial Offices
Colleges, Universities, and Professional Schools

COPY

- | | |
|------------------|--|
| 3. NAICS 44-45 | Retail Trade |
| 4. NAICS 72111 | Hotels (except Casino Hotels) and Motels |
| 5. NAICS 7221 | Full-Service Restaurants |
| 6. NAICS 6233 | Community Care Facilities for the Elderly |
| 7. NAICS 31-33 | Manufacturing |
| 8. NAICS 3364 | Aerospace Product and Parts Manufacturing |
| 9. NAICS 5417 | Scientific Research and Development Services |
| 10. NAICS 236 | Construction of Buildings |
| 11. NAICS 325411 | Medical and Botanical Manufacturing |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses, that the businesses are generating the requisite revenues, and that the capital investment funds were expended in the job-creating activity. Such evidence may also include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Draft dated February 2011)
 - b. Subscription Agreement; and (Draft submitted on February 07, 2011)
 - c. Limited Partnership Agreement. (Draft submitted on February 07, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data

and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



**U.S. Citizenship
and Immigration
Services**

HOOPRD 70/6.2.8

AUG 3 2007

Mr. Dennis Yablonsky
Secretary
Mr. James Rowley
Deputy Secretary
Commonwealth of Pennsylvania
Department of Community and Economic Development
Harrisburg, PA 17120

Mr. Thomas Rosenfeld, Esq.
President and Chief Executive Officer
CanAm Enterprises, LLC
32 Court Street, Suite 1501
Brooklyn, N.Y. 11201

Re: Pennsylvania Department of Community and Economic Development
Regional Center Amendment

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 13, 2007, the Commonwealth of Pennsylvania Department of Community and Economic Development (DCED) Regional Center was initially approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated July 10, 2007, the Pennsylvania DCED Regional Center sought to amend its initial regional center designation and business plan to allow commercial enterprise investments associated with the film and television productions sub sector of the tourism industry to count new direct and indirect job creation in areas outside of the Pennsylvania Regional Center's current geographic area but within the geographic boundaries of the Commonwealth of Pennsylvania because of the unique nature of commercial enterprise investments associated with film and television productions. A principal factor in the film and television productions sub-sector activity is the need for "on location" filming to occur outside the Pennsylvania DCED Regional Center's geographic area (but still within the boundaries of the Commonwealth of Pennsylvania) as well as the substantial and positive economic impact on many tourism-related businesses such as hotels, restaurants, retail stores, caterers, trucking and other services as well as countless other industries in the region resulting from the recurring "on location" film and television production commercial enterprises.

Based on its review and analysis of the July 10, 2007, request to amend the previous Pennsylvania DCED Regional Center designation, USCIS approves this amendment to the designation for the Pennsylvania

DCED Regional Center solely for this specific with respect to "on location" film and television production throughout the Commonwealth, but which does not change or redraw the previous USCIS approved geographic boundaries associated with any of the other core target industries or commercial activities through the Pennsylvania DCED Regional Center.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

In accepting this limited focused amendment, USCIS has updated its records of the Pennsylvania DCED Regional Center's approval and designation to encompass this amendment for "on location" film and television productions as well as for its previously approved investment focus in the following eight (8) commercial target industry activities:

1. Tourism, hospitality and Entertainment¹
2. Technology
3. Transportation
4. Manufacturing and Trade
5. Health Services
6. Agriculture and Food Production
7. Higher Education
8. Leasehold Improvements to Commercial Office & Mixed-Use Spaces

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing commercial enterprises in the above cited eight (8) target industries located within the DCED regional center area comprised of the contiguous geographic area encompassing the following twenty-three (23) counties of western Pennsylvania: Erie, Crawford, Mercer, Venango, Lawrence, Butler, Clarion, Beaver, Armstrong, Allegheny, Indiana, Westmoreland, Washington, Greene, Fayette, Somerset, Cambria, Blair, Bedford, Warren, Forest, Jefferson and Clearfield; and in the delineated Targeted Employment Areas (TEAs) within the Pittsburgh, Pennsylvania Standard Metropolitan Statistical Area (SMSA); delineated TEAs within the city of Pittsburgh; and delineated TEAs within the Erie and Johnstown, Pennsylvania SMSAs.

In addition, aliens seeking immigrant visas through investment made into film and television commercial enterprises within the tourism industry either located in the Western Pennsylvania area counties identified above, may count direct and indirect job creation in all other areas within the Commonwealth of Pennsylvania that have been determined to qualify as a "Targeted Employment Area" (TEA) or "Rural Area" (RA) as set forth in 8 CFR 204.6(e). All qualifying expenditures made by commercial enterprises associated with the film/television sub sector of the tourism industry must occur in TEA's and/or RA's within the Commonwealth of Pennsylvania. Because the Pennsylvania DCED Regional Center will encompass a range of TEA's and RA's throughout the Commonwealth, each TEA and/or RA within which qualifying expenditures of an alien immigrant investor's capital will be made must be shown to have the appropriate

¹Noting that film and television "on-location" production operations may occur at various locations within the entire Commonwealth of Pennsylvania

certification by the Commonwealth as set forth in 8 CFR 204.6(e) and the unemployment figures relating to the particular TEA('s) or RA('s) in support of each immigrant investor's I-526 petition. The minimum capital investment threshold for any individual alien investor through the Pennsylvania DCED Regional Center into an "on location" film and television production enterprise located within a TEA or RA may not be less than \$500,000. Any investment made into such an enterprise outside of a TEA or RA may not be less than \$1,000,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the Pennsylvania DCED Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination regarding new indirect jobs has been established by way of USCIS' acceptance of the final economic analysis which is contained as part of the approved DCED-RC proposal and its indirect job creation model and multipliers contained within the final approved DCED-RC application package.²

However, where job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the DCED-RC, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the DCED-RC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.
- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.
- For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the DCED-RC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) qualified employees

² However, indirect job creation multipliers based on either "final demand" or "direct-effect" of the approved job creation methodology would need to evidence and reference the specific region(s) within the Commonwealth of Pennsylvania in which the spending occurred.

whose positions have been created as a result of the alien's investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with the Pennsylvania DCED Regional Center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

- (1) A copy of this letter of the amended approval and designation.
- (2) A copy of the approved regional center narrative proposal and business plan, and the approved amendment.
- (3) A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the Pennsylvania DCED amended regional center economic analysis, which has been approved by USCIS, which reflect that investment by an individual alien investor of at least \$500,000 in a targeted industry or into a new film/television enterprise within the areas of the amended Pennsylvania DCED Regional Center (or \$1,000,000 into such a commercial activity located in a Non-Rural or Targeted Employment Area) will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.³
- (4) A legally executed copy of:
 - a. the Confidential Information Memorandum (CIM)
 - b. the Escrow Agreement
 - c. the escrow instructions
 - d. the Limited Partnership Agreement
 - e. any CIM Amendment; and
 - f. color coded maps clearly delineating the Pennsylvania DCED Regional Center's geographic boundaries

The amended designation by the USCIS of the Pennsylvania DCED Regional Center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the DCED regional center will be adjudicated by the USCIS on a case-by-case basis, and each petition must be fully documented. The individual petitions must be submitted to the USCIS Texas Service Center.

³ Moreover, indirect job creation multipliers based on either "final demand" or "direct-effect" of the approved job creation methodology would need to evidence and reference the specific region(s) within the Commonwealth of Pennsylvania in which the spending occurred.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE DCED REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the year to date for each Federal Fiscal Year⁴, commencing with the current year as follows:

1. The principal official and point of contact of the DCED-RC responsible for the normal operation, management and administration of the regional center.
2. How the DCED-RC is administering its regional center and is actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How the DCED-RC is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises throughout the geographic scope of the DCED-RC.
4. The name, date of birth, and alien registration number of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
7. The categories of business activity within the geographic scope of your regional center that have received the alien investors capital, and in what amount.
8. The names and locations of the each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital.
9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.⁵
10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year

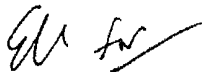
⁴ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

⁵ A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

- to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
 13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
 14. If applicable, the total aggregate of "preserved" jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
 15. If for any given Federal Fiscal Year your regional center does not have investors to report, then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program, and recruit legitimate and viable alien investors.
 16. Notification to USCIS within 30 days of the occurrence any material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for it's most recent designation and/or reaffirmation by USCIS.
 17. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year.

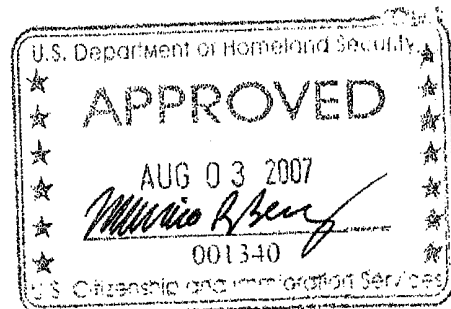
If you have any questions concerning Western Pennsylvania's designation under the Immigrant Investor Pilot Program, please contact Morrie Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program, at (202) 272-8413.

Sincerely,



John M. Allen
Acting Chief
Service Center Operations

cc: Official File
MRBEREZ: 8/3/07





U.S. Citizenship
and Immigration
Services

June 7, 2010

Mr. Thomas Rosenfield
CanAm Enterprises, LLC
Wall Street Plaza
88 Pine Street, Suite 3120
New York, NY 10005

Application: Request to Amend Designation as a Regional Center
Applicant: Samuel V. Rhoads
File no: W09001770

Re: Philadelphia Industrial Development Corporation (PIDC) Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on February 28 2003, the Philadelphia Industrial Development Corporation Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. An amendment to the proposal was approved on April 23, 2004. On April 22, 2010, Mr. Samuel V. Rhoads submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Philadelphia Industrial Development Corporation (PIDC) Regional Center as follows:

To add the counties of Bucks, Chester, Delaware and Montgomery to the geographic area approved for investments in the Regional Center.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

The Philadelphia Industrial Development Corporation (PIDC) Regional Center shall have a geographic scope which includes the Pennsylvania counties of Philadelphia, Bucks, Chester, Delaware, and Montgomery. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition

that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry clusters:

1. Tourism
2. Trade
3. Technology
4. Higher Education
5. Transportation
6. The Navy Yard
7. Leasehold Improvements of commercial office space

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. Indirect employment creation for this amendment has been established by the use of the IMPLAN model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the previous amendment approval letter approved on April 23, 2004, and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Private Placement Memorandum; (CIM dated 4-16-08)
 - b. Subscription Agreement; (Copy submitted 4-9-10) and
 - c. Limited Partnership Agreement (dated 12-26-07)
 - d. Escrow Agreement and Instructions. (Sample Depository Agreement submitted 10-23-03)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment.

Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment, remuneration, profit, return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.

ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity.
- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.immigrantinvestorprogram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

December 9, 2010

CanAm Enterprises, LLC
c/o Thomas Rosenfeld
Wall Street Plaza
88 Pine St., Suite 3120
New York, NY 10005

RW 1031910269

File No. W09002930

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tom Rosenfeld

Re: Philadelphia Industrial Development Corporation Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on February 28, 2003, the Philadelphia Industrial Development Corporation Regional Center (PIDC) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated September 21, 2010, the Philadelphia Industrial Development Corporation Regional Center sought to amend its initial Regional Center designation as follows:

1. To include the Lafayette Philly Building, LLC capital investment project and loan by a new commercial enterprise located in Philadelphia, Pennsylvania. This project approval will allow investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

The capital investment project identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout alien's two year period of conditional residency. In addition, the Form I-829 must show that the business plan for the project submitted with the I-526 was carried out and that at least ten jobs were created as a result of that investment in that project. The business plan in the Form I-526 petition may not be materially changed after the petition is filed. For example, an investment in company A by the I-526 applicant may not be changed to company B for a different project prior to filing the I-829 even if both companies are in the same kind of business. In the event an investor's funds cannot be used in the project described in the plan submitted with the I-526, the investor's only recourse is to file a new I-526 for the new project.

Based on its review and analysis of the request to amend the Philadelphia Industrial Development Regional Corporation Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described above. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment of the Regional Center on the following 10 areas of commercial enterprise:

1. Tourism;
2. Trade;
3. Technology;
4. Higher Education;
5. Transportation;
6. The Navy Yard;
7. Leasehold Improvements of commercial office space.

The proposed project is within the approved areas above. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments into financing projects and developing commercial enterprises in the above cited seven (7) commercial activities located within the approved Regional Center area within the State of Pennsylvania. The geographic focus of the area may contain some High Unemployment Targeted Areas (TEAs) as designated by the State of Pennsylvania as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

However, where preservation or creation of "direct jobs" is claimed in support of an immigrant investor's I-526 petition affiliated with the Regional Center, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" with the Regional Center for a "troubled business" as defined by the regulation at Part 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees, whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement;
 - b. Confidential Private Offering Memorandum ;
 - c. Subscription Agreement;
 - d. Limited Partnership Agreement;
 - e. Escrow Agreement;
 - f. Escrow instructions and
 - g. Loan Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data

and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at

USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: **MAY 12 2011**

CanAm Enterprises, LLC
c/o Thomas Rosenfeld
88 Pine Street, Suite 3120
New York, NY 10005

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tom Rosenfeld

Re: Philadelphia Industrial Development Corporation Regional Center
RCW1034050039 Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the Philadelphia Industrial Development Corporation (PIDC RC) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on February 28, 2003. In a written request, dated November 22, 2010, the Philadelphia Industrial Development Corporation submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program.

USCIS hereby approves the PIDC RC amendment for the filing of "new" I-526 petitions for the eleven (11) limited partners in the PIDC Regional Center, LP XXIII, and its request of investing in a new commercial enterprise, as described below:

1. To change the job creation enterprise from the "Chestnut Restaurant Ventures" for the Union Trust Project to the Pennsylvania Convention Center Project ("PCC Project") as a capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania. This project approval will allow the investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

The capital investment project identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional residency. In addition, the business plan that formed the basis for the approval of the I-526 petition must establish the validity of the project, which is to include the amount of the required investment to complete the project and the methodology of how the jobs will be created. While an EB-5 conditional permanent resident investor may file a Form I-829 petition within the 90-day period immediately preceding the two-year anniversary of admission to the United States as EB-5 immigrant, USCIS may not approve such a petition if the underlying facts that formed the basis for the

approval of the Form I-526 petition have materially changed, notwithstanding this regional center amendment approval. Note that this regional center amendment approval cannot and does not provide a means for a favorable adjudication of an I-829 petition in cases where there has been a material change in the facts in the original I-526 petition. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

PIDC RC shall have a geographic scope which includes the Pennsylvania counties of Philadelphia, Bucks, Chester, Delaware, and Montgomery. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|---|
| 1. NAICS 561591 | Tourism |
| 2. NAICS 561920 | Trade |
| 3. NAICS 912110 | Technology |
| 4. NAICS 611310 | Higher Education |
| 5. NAICS 926120 | Transportation |
| 6. NAICS 335314 | The Navy Yard |
| 7. NAICS 321991 | Leasehold Improvements of Commercial Office Space |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526

petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The indirect employment creation methodology approved for this amendment has been established by the use of the RIMS II model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic analysis that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum (submitted with Amendment Nov. 22, 2010)
 - b. Subscription Agreement (submitted with Amendment Nov. 22, 2010)
 - c. Limited Partnership Agreement; and (dated Nov. 01, 2007)
 - d. Escrow Agreement. (dated Sept. 05, 2006)

Note: The Confidential Information Memorandum includes an amendment and sample copies of the subscription agreement, escrow agreement, advisory agreement, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot

Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "R. Melville".

Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: **MAY 12 2011**

CanAm Enterprises, LLC
c/o Thomas Rosenfeld
88 Pine Street, Suite 3120
New York, NY 10005

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tom Rosenfeld

Re: Philadelphia Industrial Development Corporation Regional Center
RCW1034050039 Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the Philadelphia Industrial Development Corporation (PIDC RC) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on February 28, 2003. In a written request, dated November 22, 2010, the Philadelphia Industrial Development Corporation submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program.

USCIS hereby approves the PIDC RC amendment for the filing of "new" I-526 petitions for the eleven (11) limited partners in the PIDC Regional Center, LP XXIII, and its request of investing in a new commercial enterprise, as described below:

1. To change the job creation enterprise from the "Chestnut Restaurant Ventures" for the Union Trust Project to the Pennsylvania Convention Center Project ("PCC Project") as a capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania. This project approval will allow the investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

The capital investment project identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional residency. In addition, the business plan that formed the basis for the approval of the I-526 petition must establish the validity of the project, which is to include the amount of the required investment to complete the project and the methodology of how the jobs will be created. While an EB-5 conditional permanent resident investor may file a Form I-829 petition within the 90-day period immediately preceding the two-year anniversary of admission to the United States as EB-5 immigrant, USCIS may not approve such a petition if the underlying facts that formed the basis for the

approval of the Form I-526 petition have materially changed, notwithstanding this regional center amendment approval. Note that this regional center amendment approval cannot and does not provide a means for a favorable adjudication of an I-829 petition in cases where there has been a material change in the facts in the original I-526 petition. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

PIDC RC shall have a geographic scope which includes the Pennsylvania counties of Philadelphia, Bucks, Chester, Delaware, and Montgomery. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|---|
| 1. NAICS 561591 | Tourism |
| 2. NAICS 561920 | Trade |
| 3. NAICS 912110 | Technology |
| 4. NAICS 611310 | Higher Education |
| 5. NAICS 926120 | Transportation |
| 6. NAICS 335314 | The Navy Yard |
| 7. NAICS 321991 | Leasehold Improvements of Commercial Office Space |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526

petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The indirect employment creation methodology approved for this amendment has been established by the use of the RIMS II model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic analysis that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum (submitted with Amendment Nov. 22, 2010)
 - b. Subscription Agreement (submitted with Amendment Nov. 22, 2010)
 - c. Limited Partnership Agreement; and (dated Nov. 01, 2007)
 - d. Escrow Agreement. (dated Sept. 05, 2006)

Note: The Confidential Information Memorandum includes an amendment and sample copies of the subscription agreement, escrow agreement, advisory agreement, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot

Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: **MAY 12 2011**

CanAm Enterprises, LLC
c/o Thomas Rosenfeld
88 Pine Street, Suite 3120
New York, NY 10005

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tom Rosenfeld

Re: Philadelphia Industrial Development Corporation Regional Center
RCW1034050041 Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the Philadelphia Industrial Development Corporation (PIDC RC) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on February 28, 2003. In a written request, dated November 22, 2010, the Philadelphia Industrial Development Corporation submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program.

USCIS hereby approves the PIDC RC amendment for the filing of "new" I-526 petitions for the twenty-four (24) limited partners in the PIDC Regional Center, LP XXV, and its request of investing in a new commercial enterprise, as described below:

1. To change the job creation enterprise from the Chestnut Tower Project to the Pennsylvania Convention Center Project ("PCC Project") as a capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania. This project approval will allow the investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

The capital investment project identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional residency. In addition, the business plan that formed the basis for the approval of the I-526 petition must establish the validity of the project, which is to include the amount of the required investment to complete the project and the methodology of how the jobs will be created. While an EB-5 conditional permanent resident investor may file a Form I-829 petition within the 90-day period immediately preceding the two-year anniversary of admission to the United States as EB-5 immigrant, USCIS may not approve such a petition if the underlying facts that formed the basis for the

approval of the Form I-526 petition have materially changed, notwithstanding this regional center amendment approval. Note that this regional center amendment approval cannot and does not provide a means for a favorable adjudication of an I-829 petition in cases where there has been a material change in the facts in the original I-526 petition. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

PIDC RC shall have a geographic scope which includes the Pennsylvania counties of Philadelphia, Bucks, Chester, Delaware, and Montgomery. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|---|
| 1. NAICS 561591 | Tourism |
| 2. NAICS 561920 | Trade |
| 3. NAICS 912110 | Technology |
| 4. NAICS 611310 | Higher Education |
| 5. NAICS 926120 | Transportation |
| 6. NAICS 335314 | The Navy Yard |
| 7. NAICS 321991 | Leasehold Improvements of Commercial Office Space |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The indirect employment creation methodology approved for this amendment has been established by the use of the RIMS II model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic analysis that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Information Memorandum (submitted with Amendment Nov. 22, 2010)
 - b. Subscription Agreement (submitted with Amendment Nov. 22, 2010)
 - c. Limited Partnership Agreement; and (dated Dec. 27, 2007)
 - d. Escrow Agreement. (dated Sept. 05, 2006)

Note: The Confidential Information Memorandum includes an amendment and sample copies of the subscription agreement, escrow agreement, advisory agreement, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

DATE: **MAY 16 2011**

CanAm Enterprises, LLC
c/o Thomas Rosenfeld
88 Pine Street, Suite 3120
New York, NY 10005

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tom Rosenfeld

Re: Philadelphia Industrial Development Corporation Regional Center
RCW1034050042 (formerly W09003560)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the Philadelphia Industrial Development Corporation (PIDC RC) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on February 28, 2003. In a written request, dated November 22, 2010, PIDC RC submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program.

USCIS hereby approves the PIDC RC amendment for the filing of "new" I-526 petitions for the nine (9) limited partners in the PIDC Regional Center, LP XXI, and its request of investing in a new commercial enterprise, as described below:

1. To change the job creation enterprise from the Spa Blue Project to the Pennsylvania Convention Center Project ("PCC Project") as a capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania. This project approval will allow the investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

The capital investment project identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional residency. In addition, the business plan that formed the basis for the approval of the I-526 petition must establish the validity of the project, which is to include the amount of the required investment to complete the project and the methodology of how the jobs will be created. While an EB-5 conditional permanent resident investor may file a Form I-829 petition within the 90-day period immediately preceding the two-year anniversary of admission to the United States as EB-5 immigrant, USCIS may not approve such a petition if the underlying facts that formed the basis for the approval of the Form I-526 petition have materially changed, notwithstanding this regional center amendment approval. Note that this regional center amendment approval cannot and does not provide a

means for a favorable adjudication of an I-829 petition in cases where there has been a material change in the facts in the original I-526 petition. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

PIDC RC shall have a geographic scope which includes the Pennsylvania counties of Philadelphia, Bucks, Chester, Delaware, and Montgomery. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|-----------|---|
| 1. 561591 | Tourism |
| 2. 561920 | Trade |
| 3. 912110 | Technology |
| 4. 611310 | Higher Education |
| 5. 926120 | Transportation |
| 6. 335314 | The Navy Yard |
| 7. 321991 | Leasehold Improvements of Commercial Office Space |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that cluster.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The indirect employment creation methodology approved for this amendment has been established by the use of the RIMS II model.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by a business plan and associated economic analysis that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (dated August 8, 2006)
 - b. Subscription Agreement (dated August 8, 2006)
 - c. Limited Partnership Agreement; and (dated August 15, 2007)
 - d. Escrow Agreement. (dated September 5, 2006)

Note: The Private Placement Memorandum includes an amendment and sample copies of the subscription agreement, escrow agreement, advisory agreement, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot

Philadelphia Industrial Development Corporation – RCW1034050042 (formerly W09003560)
Page 4

Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: **OCT 19 2011**

CanAm Enterprises, LLC
C/O Thomas Rosenfeld
88 Pine Street, Suite 3120
New York, NY 10005

Application: Request to Amend Designation as a Regional Center
Applicant(s): Tom Rosenfeld

Re: Philadelphia Industrial Development Corporation Regional Center
RCW1108750183/ID1031910154

Pursuant to Section 610 of the Appropriations Act of 1993, on February 28, 2003, Philadelphia Industrial Development Corporation Regional Center (PIDC RC) was approved and designated as a regional center to participate in the Immigrant Investor Program.

On March 28, 2011, Tom Rosenfeld submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of PIDC RC as follows:

1. To add the following industry categories to the current list of approved industry categories:

NAICS 482000 Rail Transportation

2. To include a capital investment project to make a \$175,000,000 loan investment to the Southeastern Pennsylvania Transportation Authority ("SEPTA") for modernization of its fare collection technology (the "New Payment Technologies" or the "NPT Project"). This project will provide job creation through the design, manufacturing and testing of fare collection equipment and software. This project will allow three hundred fifty (350) immigrant investors (as limited partners of PIDC RC LP XXVIII) in this project to proceed with the filing of their respective Forms I-526, Immigration Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

Based on its review and analysis of your proposal USCIS approves the request.

On April 23, 2004, USCIS approved a proposed amendment to PIDC RC submitted on October 23, 2003. The approved amendment added the following industry category to the previously approved industry categories:

NAICS 321991 Leasehold Improvements of Commercial Office Space

On June 7, 2010, USCIS approved a proposed amendment to PIDC RC submitted on April 22, 2010. The approved amendment added the following counties to the regional center:

1. The Pennsylvania counties of Bucks, Chester, Delaware, and Montgomery.

On December 14, 2010, USCIS approved a proposed amendment to PIDC RC submitted on November 8, 2010. The approved amendment added an additional investment project:

1. To include the Lafayette Philly Building, LLC capital investment project and loan by a new commercial enterprise located in Philadelphia, Pennsylvania. This project approval will allow investors in this project to proceed with filing their Forms I-526, Immigrant Petition by Alien Entrepreneur with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.

On May 12, 2011 and on May 16, 2011, USCIS approved a total of three (3) proposed amendments to PIDC RC submitted on November 22, 2010. The approved amendment changed the job creation enterprises (Capital Investment Project) as follows:

Decision Date	Capital Investment Project
May 12, 2011	PCC Project - To change the job creation enterprise from the "Chestnut Restaurant Ventures" for the Union Trust Project to the Pennsylvania Convention Center Project ("PCC Project") as a capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania.
May 12, 2011	PCC Project - To change the job creation enterprise from the Chestnut Tower Project to the Pennsylvania Convention Center Project ("PCC Project") as a capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania.
May 16, 2011	PCC Project - To change the job creation enterprise from the Spa Blue Project to the Pennsylvania Convention Center Project ("PCC Project") as the capital investment and loan project in a new commercial enterprise located in Philadelphia, Pennsylvania.
These project approvals will allow investors in this project to proceed with filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee. Investors must include evidence of any changes or updates to the project such as changes to the estimated start and completion dates.	
The capital investment projects identified in the business plan in the approved Form I-526 must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two-year period of conditional residency. In addition, the business plan that formed the basis for the approval of the I-526 petition must establish the validity of the project, which is to include the amount of the required investment to complete the project and the	

methodology of how the jobs will be created. While an EB-5 conditional permanent resident investor may file a Form I-829 petition within the 90-day period immediately preceding the two-year anniversary of admission to the United States as EB-5 immigrant, USCIS may not approve such a petition if the underlying fact that formed the basis for the approval of the Form I-526 petition have materially changed, notwithstanding this regional center amendment approval. Note that this regional center amendment approval cannot and does not provide a means for a favorable adjudication of an I-829 petition in cases where there has been a material change in the facts in the original I-526 petition. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

The Philadelphia Industrial Development Corporation Regional Center shall have a geographic scope to include the Pennsylvania counties of Philadelphia, Bucks, Chester, Delaware, and Montgomery.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|---|
| 1. NAICS 561591 | Tourism |
| 2. NAICS 561920 | Trade |
| 3. NAICS 921110 | Technology |
| 4. NAICS 611310 | Higher Education |
| 5. NAICS 926120 | Transportation |
| 6. NAICS 335314 | The Navy Yard |
| 7. NAICS 321991 | Leasehold Improvements of Commercial Office Space |
| 8. NAICS 482000 | Rail Transportation |

If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in estimated direct capital expenditures (construction, furniture, fixture & equipment or professional services) and/or sales revenue generated by businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

A copy of this letter, the Regional Center approval and designation.

A copy of the USCIS approved Regional Center narrative proposal and business plan.

A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

A legally executed copy of the USCIS approved documents based on the amendment approved on June 7, 2010:

- | | |
|--------------------------------------|--------------------------------|
| a. Private Placement Memorandum | Dated 4-16-08 |
| b. Subscription Agreement | Submitted 4-9-10 |
| c. Limited Partnership Agreement | Dated 12-26-07 |
| d. Escrow Agreement and Instructions | Sample submitted on 10-23-2003 |

A legally executed copy of the USCIS approved documents based on the amendment approved on December 14, 2010:

- | | |
|--|----------------------------|
| a. Confidential Information Memorandum | Submitted November 8, 2010 |
| b. Subscription Agreement | Submitted November 8, 2010 |
| c. Limited Partnership Agreement | Dated March 1, 2010 |
| d. Loan Agreement | Submitted November 8, 2010 |
| e. Escrow Agreement and Instructions | Submitted November 8, 2010 |

A legally executed copy of the USCIS approved documents for PIDC RC LP, XXI:

- | | |
|----------------------------------|-------------------------|
| a. Private Placement Memorandum | Dated August 8, 2006 |
| b. Subscription Agreement | Dated August 8, 2006 |
| c. Limited Partnership Agreement | Dated August 15, 2007 |
| d. Escrow Agreement | Dated September 5, 2006 |

A legally executed copy of the USCIS approved documents for PIDC RC LP XXIII:

- | | |
|--|-------------------------|
| e. Confidential Information Memorandum | Submitted 11/22/2010 |
| f. Subscription Agreement | Submitted 11/22/2010 |
| g. Limited Partnership Agreement | Dated December 27, 2007 |
| h. Escrow Agreement | Dated September 5, 2006 |

A legally executed copy of the USCIS approved documents for PIDC RC LP XXV:

- | | |
|--|-------------------------|
| a. Confidential Information Memorandum | Submitted 11/22/2010 |
| b. Subscription Agreement | Submitted 11/22/2010 |
| c. Limited Partnership Agreement | Dated December 27, 2007 |
| d. Escrow Agreement | Dated September 5, 2006 |

A legally executed copy of the USCIS approved documents for PIDC RC LP XXVIII:

- | | |
|--|---------------------------------|
| a. Confidential Information Memorandum Amendment | Submitted March 29, 2011 |
| b. Advisory Agreement | Sample submitted March 29, 2011 |
| c. Limited Partnership Agreement | Dated January 10, 2011 |
| d. Escrow Agreement | Dated September 29, 2010 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Department of Justice
Immigration and Naturalization Service

HQ 70/6.1.3-C

425 I Street NW
Washington, DC 20536

RECEIVED

February 28, 2003

MAR 10 2003

P.I.D.C.

Robert A. Fina
Senior Vice President
Philadelphia Industrial Development Corporation
2600 Centre Square West
1500 Market Street
Philadelphia, PA 19102-2126

Dear Mr. Fina:

Pursuant to Section 610 of the Appropriations Act of 1993, the Philadelphia Industrial Development Corporation (PIDC) has been designated as a regional center to participate in the Immigrant Investor Pilot Program. As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with the Immigration and Naturalization Service (Service) for new commercial enterprises located within the PIDC project area which is delineated by the geographic boundaries which comprise Philadelphia County.

Alien entrepreneurs who file petitions for commercial enterprises located in the PIDC project area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise hired ten new employees as a result of the alien entrepreneur's investment. The petition must contain evidence that the investment will create full-time positions, either directly or indirectly, for not fewer than ten persons, using economically or statistically valid methodologies as described in 8 CFR 204.6(j)(4)(iii), through revenues generated from improved regional productivity, job creation, increased domestic capital investment resulting from the pilot program, or increased exports.

The designation by the Service of the PIDC as a regional center does not reflect any determination by the Service on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the Service on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the Texas Service Center.

If you have any questions concerning the PIDC's designation under the Immigrant Investor Pilot Program, please contact Maurice Berez, Assistant Director, Business and Trade Services, Adjudications Division, at (202) 616-7862.

Sincerely,

Thomas B. Cook
Acting Assistant Commissioner
Adjudications



U.S. Citizenship
and Immigration
Services

Date: JUL 11 2011

Michael Matesic
Pittsburgh Regional Investment Center, LLC
4551 Forbes Avenue, Suite 200
Pittsburgh, PA 15213

Application: Request for Designation as a Regional Center
Applicant(s): Michael Matesic

Re: Pittsburgh Regional Investment Center
RCW1034250077/(Formerly W09003480)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Michael Matesic submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Pittsburgh Regional Investment Center.

USCIS hereby designates Pittsburgh Regional Investment Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loans for the construction, development and renovation of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 51 Technology
2. NAICS 54 Professional, Scientific, and Technical Services
3. NAICS 31-33 Manufacturing

COPY

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Pittsburgh Regional Investment Center shall have a geographic scope to include the Pennsylvania Counties of Allegheny, Armstrong, Beaver, Butler, Fayette, Greene, Indiana, Lawrence, Washington and Westmoreland.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Pennsylvania and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN 3.0. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as estimated project expenditures costs, needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the hypothetical projects consisting of a computer software company, energy supplier, entertainment software company, vending machine manufacturing company, and medical manufacturing company are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
 2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
 3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
 4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Escrow Agreement
 - d. Limited Partnership Agreement
- | |
|--------------------------------------|
| Sample/Draft dated November 22, 2010 |
| Sample/Draft dated November 22, 2010 |
| Sample/Draft dated November 22, 2010 |
| Sample/Draft dated November 22, 2010 |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 28 2011**

American Dream Fund, LLC
c/c Joseph McCarthy
4800 SW Meadows Road, Suite 300
Lake Oswego, OR 97035

Application: Request for Designation as a Regional Center
Applicant(s): Joseph C. McCarthy

Re: Portland Regional Center
RCW10 319 10047 (formerly W09002210)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 27, 2010, Joseph C. McCarthy submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Portland Regional Center.

USCIS hereby designates Portland Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Portland Regional Center shall have a geographic scope which includes six (6) contiguous counties in Northwest Oregon to include Clackamas, Multnomah, Washington, Yamhill, Columbia and Marion Counties.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loan agreements, loans to developers, venture capital arrangements, equity ownership (wholly and partially-owned), refinancing of existing project debt, and "hybrids" of these investment structures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, restructuring & reorganizing existing businesses to create a new commercial enterprise, expansion of existing enterprises, troubled businesses, or a mix of commercial enterprises, expansion of existing enterprises, & troubled businesses in the following eight (8) target industry economic categories:

1. NAICS 721 Accommodation
2. NAICS 44-45 Retail Trade
3. NAICS 722 Food Services and Drinking Places
4. NAICS 54 Professional, Scientific, & Technical Services
5. NAICS 621 Ambulatory Health Care Services

6. NAICS 623 Nursing and Residential Care Facilities
7. NAICS 31-33 Manufacturing
8. NAICS 23 Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal

of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample dated June 2011)
 - b. Escrow Agreement; and (Sample dated June 30, 2011)
 - c. Limited Partnership Agreement. (Sample dated June 30, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic

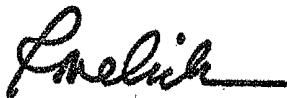
capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

JUN 10 2008

HOOPRD 70/6.2.8

Messrs. Mamey, Paparelli and Yale-Loehr
Regional Center Properties
5160 Birch Street, Suite 200
Newport Beach, CA 92660

Re: USCIS Approval of Regional Center Properties (RCP) as a Regional Center under the
Immigrant Investor Pilot Program

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on December 26, 2006, RCP submitted a proposal and request for designation as a Regional Center for the purpose of attracting immigrant investor capital into a five-county area of Southern California comprised of Los Angeles, San Bernardino, Riverside, Orange, and San Diego counties. The focus of this investment scheme is the development of mixed-use shopping centers throughout the Regional Center.

In addition to the financial and accounting evidence supporting RCP as a new Regional Center, RCP submitted the following additional evidence in support of its proposal:

- A Job Creation Analysis and Econometric Model prepared by a professional economist focusing on a generic mixed-use shopping center in southern California;
- A description of promotional plans and associated budget;
- An operating agreement reflecting the governance of the Company, the conduct of its business, and to specify the relative rights and obligations of the Managers and Members;
- A Memorandum of Understanding Among Birch Street Partners, LLC, IVA Ventures, Inc. and SYL Alliance, LLC which are each headed by one of the principle members of RCP;
- A sample Limited Partnership Agreement to be utilized in the formation of Limited Liability Companies between the principles and immigrant investors;
- A Confidential Private Placement Memorandum to be provided to prospective investors;
- A sample Capital Contribution Escrow Agreement; and
- A sample Fees Escrow Agreement.

DECISION:

Based on its review and analysis of the December 26, 2006, request for designation as a Regional Center and information provided in response to a USCIS request for evidence, USCIS approves the request for designation of RCP as a Regional Center.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The focus of this approved request for designation as a Regional Center, and the associated business plan and job creation model and the multipliers for indirect jobs associated with this approved proposal, is to direct immigrant investor capital into the development of mixed-use shopping centers.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment in job creating commercial enterprises located within the RCP Regional Center area in the contiguous five-county area of Southern California comprised of Los Angeles, San Bernardino, Riverside, Orange, and San Diego counties. The geographic focus of this area is comprised of certain urban areas¹ which have been designated as a Targeted Employment Area (TEA) by the State of California as defined in 8 CFR 204.6(e) and areas that do not qualify as a TEA. Therefore, the minimum capital investment threshold for any individual immigrant investment into the new commercial enterprise through the RCP Regional Center shall be not less than \$500,000 if located within a TEA or not less than \$1,000,000.00 if located outside a TEA.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the RCP area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved RCP proposal and its indirect job creation model and multipliers contained within the final approved RCP application and package, as amended.

In addition, where job creation is claimed based on a multiplier rooted in underlying new "direct jobs" for qualified employees pursuant to 8 CFR 204.6 (e) (or preservation of existing direct jobs for qualified employees in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the RCP, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the RCP for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number

¹ There are no rural areas within the regional center as it has been proposed.

Each individual petition, in order to demonstrate that it is associated with the RCP Regional Center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter for the approval and designation.
2. A copy of the approved regional center narrative proposal, including supplemental materials, and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in both the initial and amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 or \$1,000,000 into a mixed-use shopping center within the geographic area of the approved RCP Regional Center will preserve and/or create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. the Confidential Private Placement Memorandum;
 - b. the RCP Operating Agreement; and
 - c. the escrow instructions for the capital account and the fees account.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE RCP REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year², commencing with the current year as follows:

1. The principal official and point of contact of the RCP responsible for the normal operation, management and administration of the regional center.

² A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

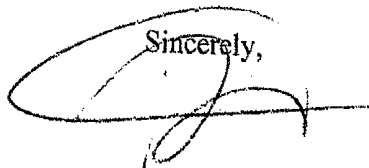
2. How the RCP is administering its Regional Center and is actively engaged in supporting a due diligence screening of its immigrant investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How the RCP is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by immigrant investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into job creating commercial enterprises throughout the RCP's geographic area of focus as a Regional Center.
4. The name, date of birth, and alien registration number (if no A-number then USCIS receipt number) of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
7. The categories and/or sub-sectors of business activity within the geographic scope of your regional center that have received the immigrant investors' capital, and in what amount.
8. The names and locations of each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital
9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.³
10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
14. If applicable, the total aggregate number of "preserved" jobs by EB-5 immigrant investors for troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
15. If for any given Federal Fiscal Year your regional center does not have investors to report (either immigrant or domestic investors), then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program and recruit legitimate and viable immigrant investors.

³ A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

16. Notification to USCIS within 30 days following any change of address or material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

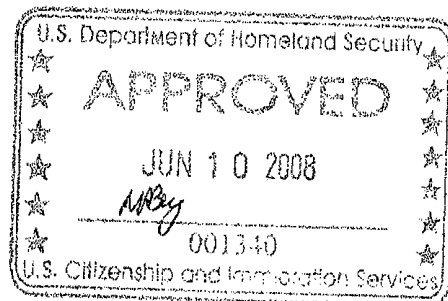
If you have any questions concerning the RCP Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Office of Service Center Operations

cc: Official File



On June 10, 2008, USCIS issued a request for evidence (RFE) in this case. On September 5, 2008, RCMLA responded to the RFE. The initial proposal and RFE response materials contained the following evidence in support of the requested designation:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm which specifically calculates but excludes construction jobs from the detailed prediction,
- An Economic Impact Analysis for each investment category,
- A Business Plan,
- Articles of Organization,
- A Partnership Agreement,
- An Operating Agreement,
- A Subscription Agreement, and
- A Promotional/Marketing Plan.

DECISION:

Based on its review and analysis of the economic analysis, business plan and job creation analysis and multipliers reflecting the development of various sample projects, USCIS hereby approves the requested designation of RCMLA as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the RCMLA business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following six commercial enterprise activities:

1. Commercial/industrial developments, including but not limited to hospitality, retail, industrial, flex, office, and transportation facilities;
2. Public/private arrangements with governmental agencies, non-profits, or other entities to develop civic/public facilities and infrastructure;
3. Renovation of functionally obsolete buildings preserving historical features, where appropriate, within a modern facility;
4. Residential developments with or without ground floor retail, including apartments and condominiums;
5. Provide capital, loans or investment to businesses wishing to locate in the regional center area; and
6. Establish or invest in lending institutions such as community banks.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprise activities located within RCMLA. The geographic focus of this area contains certain areas of high unemployment, as designated by the State of California as defined in 8 CFR 204.6(i) that qualify as Targeted Employment Areas (TEAs). Therefore, the minimum capital investment threshold for any individual immigrant investment into

the commercial enterprise throughout RCMLA shall be not less than \$500,000 if within a TEA or \$1,000,000 if outside a TEA.

EMPLOYMENT CREATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the RCMLA area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved RCMLA proposal and its indirect job creation model and multipliers contained within the final approved RCMLA application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the RCMLA, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the RCMLA, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this amended regional center designation, the following:

1. A copy of this letter for the RCMLA approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 or \$1,000,000 into an

approved project category will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees per alien investor within the two years of conditional residence.

4. Evidence of complete investment of funds.
5. Evidence of lawful source of funds.
6. A legally executed copy of:
 - a. the Offering Memorandum,
 - b. the Operating Agreement,
 - c. the Subscription Agreement, and
 - d. the Limited Liability Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF RCMLA REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year², commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

² A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
 - a. received alien investors' capital, and in what aggregate amounts;

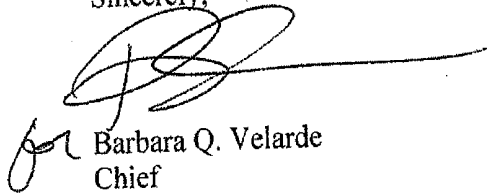
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
- 7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. implemented strategy to invest into job creating enterprises and/or investment activities within the regional center.
- 11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the RCMLA approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Q. Velarde
Chief
Service Center Operations

cc: Lincoln Stone, Esq.
Official File



**U.S. Citizenship
and Immigration
Services**

December 14, 2009

Brian M. Garcia, Esq.
Holland & Knight, LLP
701 Bricknell Avenue, Suite 3000
Miami, FL 33131

File No. W09000470

Application: Request for Designation as a Regional Center
Applicant(s): Brian M. Garcia

Re: Regional Center of South Florida, LLC

Pursuant to Section 610 of the Appropriations Act of 1993, on March 10, 2009, the Regional Center of South Florida, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Regional Center of South Florida, LLC.

Based on its review and analysis of the request to designate the Regional Center of South Florida, LLC, the, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) approves the designation of the Regional Center as described below.

GEOGRAPHIC AREA:

The Regional Center of South Florida, LLC shall include all of Miami-Dade, Broward, Palm Beach, and Monroe counties in Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the economic activities of administration, research, construction, manufacturing, installation, maintenance and operation of equipment and facilities in the following fields:

1. Infrastructure
2. Real estate
3. Agriculture
4. Clean energy

5. Aviation and Aerospace
6. Tourism, Hospitality and Entertainment
7. Information Technology
8. Healthcare
9. Life sciences
10. Maritime
11. Manufacturing
12. Education
13. Homeland security and defense
14. Financial and professional services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

The RIMS II economic model is approved for use in demonstrating job creation. In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualified employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier of the full underlying new direct jobs needs to be properly supported by evidence of job creation. To support the removal that

number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Offering Memorandum; (Dated March 4, 2009)
 - b. Escrow Agreement; (Submitted March 10, 2009)
 - c. Subscription Agreement; (Date March 4, 2009)
 - d. Limited Partnership Agreement; and (Dated June 16, 2009)
 - e. The Escrow Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;

- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,

Regional Center of South Florida, LLC

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- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

August 20, 2009

Robert G. Honts
C/O Rocky Mountain High Properties and Investments, LLC
1402 San Antonio Street, Suite 102
Austin, Texas 78701

File No. W09000550

Application: Request for Designation as a Regional Center
Applicant(s): Robert G. Honts

Re: Rocky Mountain High Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 13, 2009 Robert G. Honts submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Rocky Mountain High Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Rocky Mountain High Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Rocky Mountain High Regional Center shall have a geographic scope which includes the Colorado counties of Rio Grande and Mineral.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: construction and development of real estate projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 6 target industry economic clusters:

1. Hotels
2. Retail Centers
3. Sports Complexes

4. Residential Housing
5. Restaurants
6. Equestrian Facilities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the geographic focus of this area is within a rural area as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment remains in a qualified rural TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Offering Memorandum;
 - b. Subscription Agreement;
 - c. Operating Agreement; and
 - d. Escrow Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

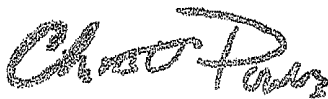
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,

Rocky Mountain High Regional Center
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- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in dark ink, appearing to read "Christina Poulos". The signature is stylized with a large, looped "C" and a cursive "Poulos".

Christina Poulos
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: NOV 30 2011

Thomas M. Henderson
San Francisco Regional Center, LLC
418 3rd Street, Suite 101
Oakland, CA 94607

Application: Request for Designation as a Regional Center
Applicant(s): Thomas M. Henderson

Re: San Francisco Regional Center
RCW1034850135/ID1034850135

Pursuant to Section 610 of the Appropriations Act of 1993, on December 13, 2010, Thomas M. Henderson submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the San Francisco Regional Center.

USCIS hereby designates San Francisco Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The San Francisco Regional Center shall have a geographic scope to include the counties of Alameda, Contra Costa, and San Francisco in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to development new commercial enterprises within the Regional Center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|--|
| 1. NAICS 561422 | Telemarketing Bureaus and Other Contact Center |
| 2. NAICS 623110 | Nursing Care Facilities |

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved economic model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Offering Memorandum Draft dated November 23, 2011
 - b. Subscription Agreement (Call Socket Project) Draft dated September 13, 2011
 - c. Escrow Agreement (Call Socket Project) Draft dated September 13, 2011
 - d. Limited Partnership Agreement Draft dated November 23, 2011

Note: An updated Operating Agreement was not submitted for the Call Socket Project. Each I-526 petition must include all relevant documentation that is pertinent to a proposed investment project, such as, licenses and permits, building contracts, construction costs, building projections and timelines, operating agreements, partnership agreements, private offering memorandums, advisory opinions, feasibility studies, etc.

Capital Investment Plan for the Actual Call Socket Project

Based on its review and analysis of your proposal, USCIS hereby designates the **Call Socket Project** as an approved Capital Investment Project for the San Francisco Regional Center. The project plan is to build a 24-hour, 7-day-a-week call center in Oakland, California, where at least 191 direct full-time jobs and 267 indirect jobs for a total of 458 jobs will be created within 24 months of operation. This project approval will allow the 30 investors sought to begin filing their respective Forms I-526, Immigrant Petition by Alien Entrepreneur, with the appropriate fee.

To demonstrate that an individual alien investor is associated with this project and your regional center, each Form I-526 petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all the documents listed above for this project.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. Letters of commitment from non-EB-5 equity investors, if applicable.
4. The relating Business Plan and Economic Analysis submitted with the RC proposal.

If there are any substantial changes altering the Capital Investment project plans including the investment plan, then a Form I-924 amendment application would have to be filed by the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Martin J. Lawler, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JAN 18 2012**

Kevin Stamper
Seattle Regional Center
2811 East Madison Street, Suite 202
Seattle, WA 98112

Application: Request for Designation as a Regional Center
Applicant(s): Kevin Stamper

Re: Seattle Regional Center
RCW1031910059 /ID1031910059/formerly W09002420

Pursuant to Section 610 of the Appropriations Act of 1993, on August 26, 2010, Kevin Stamper submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Seattle Regional Center.

USCIS hereby designates Seattle Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Seattle Regional Center shall have a geographic scope that includes King County in the State of Washington.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of new commercial enterprises within the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into the development, operation, and management of real estate development projects, including the development of new commercial enterprises in the following target industry economic categories:

1. NAICS 236 Construction of Buildings
2. NAICS 541 Professional, Scientific & Technical Services
3. NAICS 5191 Other Information Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category. In addition, although NAICS codes for the Motion Picture and Sound Recording Industries (NAICS 512) and Accommodations (NAICS 721) were also requested as targeted industry categories, the supporting business plans were not sufficiently detailed and the job creation projections were not verifiable. Therefore, those industry categories cannot be approved at this time.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual I-526 petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and Nationality Act, Title 8 Code of Federal Regulations (8 CFR) 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved economic input-output model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses and direct job creation, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses and direct job creation needs to be supported by evidence showing the direct jobs that have been created and the revenues that have been generated. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Subscription Agreement
 - b. Limited Partnership Agreement
 - c. Limited Liability Company Agreement
 - d. Private Offering Memorandum
 - e. Escrow Agreement

Samples dated July 2011
Sample submitted August 2010
Sample submitted August 2010
Sample submitted August 2010
Sample submitted August 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, operating agreements, advisory opinions, etc.

Capital Investment Exemplar Petition based on a specific commercial enterprise

The regional center submitted a request for approval of three actual investment plans. The business plans submitted for each of these three investment projects are not EB-5 compliant pursuant to **Matter of Ho**, 22 I. & N. Dec. 206, Assoc. Comm'r 1998. In order to be **Matter of Ho** compliant and to establish sufficient job creation for immigrant investors, each business plan must include:

- A timeline for each project (a generic projection for each project is not sufficient);
- Contain comparative analysis of the industry for each project;
- Contain a budget and employment creation analysis for each project;
- Related services (with supporting TEA letters for each area);
- A list of required permits and licenses needed and obtained for each project;
- Contracts or letters of intent from project developers and coordinators; and
- If applicable, evidence of having secured any non-EB5 funds necessary to complete the project.

As mentioned, the proposed projects with the three business plans submitted cannot be approved as "exemplar" projects; however, USCIS is approving the plans as "hypothetical" projects. As such, this approval does not approve the actual projects and USCIS will not give deference to the plans submitted as they were not **Matter of Ho** compliant. At the time of adjudicating the individual investor I-526 petitions,

USCIS will require a **Matter of Ho** compliant business plan which is supported by an economic analysis based on "reasonable" methodologies.

Note: The regional center may file an I-924 Amendment with a **Matter of Ho** compliant business plan which is supported by an economic analysis based on "reasonable" methodologies. If this is done, and if approved by USCIS, USCIS will give deference to each project at the individual investor I-526 petition filing stage.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924, is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of a Form I-924A Supplement by each regional center that remains designated for participation in the pilot program as of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Kevin Stamper, Esq.



U.S. Citizenship
and Immigration
Services

DATE: **JUN 01 2011**

Eric Chelini
Golden State Renaissance Ventures, Inc.
5 Bay Forest Place
Oakland, CA 94611

Application: Request to Amend Designation as a Regional Center
Applicant(s): Eric Chelini

Re: San Francisco Bay Area Regional Center
RCW1034150046 (formerly W09004070)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the San Francisco Bay Area Regional Center ("SFBARC"), previously FFC-East Bay Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on October 7, 2009. In a written request, dated November 22, 2010, the SFBARC submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program.

This notice is to update and amend the project from an exemplar investment project to an actual investment project. USCIS approved the above amendment for SFBARC on May 16, 2011. In that amendment, the notice mentioned the approval of an exemplar project, titled Vertebral Technologies, Inc. ("VTI") as an investment project for SFBARC and its request to seek 30 investors to invest in the new commercial enterprise. Vertebral Technologies, Inc., is approved as an actual project, as described below:

1. Vertebral Technologies Inc. ("VTI") is a highly specialized surgical implant developer and manufacturer, primarily engaged in the production of spinal implants for interbody fusion surgeries. VTI currently has a location in Minnetonka, MN, but is seeking to expand to new facilities in San Jose, California. VTI's unique approach focuses on a modular implant that can be customized to a patient's specific needs, using a standardized set of parts.....
2. VTI will be located in Santa Clara County, California, home to Silicon Valley and a burgeoning technology sector. It will target customers in the surrounding cities of Cupertino, Gilroy, Palo Alto, Mountain View, Santa Clara, San Jose and Sunnyvale as well as major metropolitan areas in neighboring counties including Berkeley, Oakland and San Francisco.

As explained in the original approval notice, the capital investment project that is identified in the business plan in the Form I-526 petition must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional

residency. In addition, the Form I-829 must show that the business plan for the actual project submitted with the I-526 petition was carried out and that at least ten jobs per investor for qualified employees were created as a result of the investment in that project.

The business plan in the Form I-526 petition may not be materially changed after the petition is filed. For example, an investment in Company A by the I-526 investor may not be changed to Company B for a different project prior to filing the I-829 petition even if both companies are in the same kind of business. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

The SFBARC shall have a geographic scope which includes the counties of Alameda, Contra Costa, San Francisco, San Mateo, Santa Clara and Solano. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some Targeted Employment Areas ("TEAs") as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish through the submission of the required evidence in 8 CFR 204.6(j)(6) at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: equity funding of or third party loans to enterprises engaged in real estate construction renovation and management; construction and development of infrastructures; design, development and operation of manufacturing facilities; and design, development for support services for specialized software and/or hardware; and preliminary funding for biotechnology development.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|---------------------|
| 1. NAICS 621 | Health Care; |
| 2. NAICS 5417 | Biotechnology; |
| 3. NAICS 237130 | Alternative Energy; |
| 4. NAICS 541614 | Logistics |
| 5. NAICS 311 | Food Manufacturing; |
| 6. NAICS 5415 | Digital Arts; |
| 7. NAICS 339113 | Manufacturing; and |
| 8. NAICS 531112 | Real Estate |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that categories.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The job creation methodology approved with this amendment has been established by the use of the RIMS II model and each \$1,000,000 investment in the project.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this project and the Regional Center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (submitted November 22, 2010)
 - b. Subscription Agreement (submitted November 22, 2010)
 - c. Limited Partnership Agreement; and (submitted November 22, 2010)
 - d. Escrow Agreement. (submitted May 3, 2011)

Note: Each petition must also include any other evidence that is relevant to the proposed project, such as, licenses and permits, building contracts, operating agreements, advisory agreements, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your

Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Carolyn S. Lee, Esq.



U.S. Citizenship
and Immigration
Services

DATE: **MAY 16 2011**

Eric Chelini
Golden State Renaissance Ventures, Inc.
5 Bay Forest Place
Oakland, CA 94611

Application: Request to Amend Designation as a Regional Center
Applicant(s): Eric Chelini

Re: San Francisco Bay Area Regional Center
RCW1034150046 (formerly W09004070)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, the San Francisco Bay Area Regional Center ("SFBARC"), previously FFC-East Bay Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program on October 7, 2009. In a written request, dated November 22, 2010, the SFBARC submitted an amendment to U.S. Citizenship and Immigration Services (USCIS) seeking to change its initial approval and designation as a regional center under the Immigrant Investor Pilot Program.

USCIS hereby approves the SFBARC amendment for the filing of an exemplar project entitled Vertebral Technologies, Inc. ("VTI") as an investment project for the San Francisco Bay Area Regional Center and its request to seek 30 investors to invest in a new commercial enterprise, as described below:

1. Vertebral Technologies Inc. ("VTI") is a highly specialized surgical implant developer and manufacturer, primarily engaged in the production of spinal implants for interbody fusion surgeries. VTI currently has a location in Minnetonka, MN, but is seeking to expand to new facilities in San Jose, California. VTI's unique approach focuses on a modular implant that can be customized to a patient's specific needs, using a standardized set of parts.....
2. VTI will be located in Santa Clara County, California, home to Silicon Valley and a burgeoning technology sector. It will target customers in the surrounding cities of Cupertino, Gilroy, Palo Alto, Mountain View, Santa Clara, San Jose and Sunnyvale as well as major metropolitan areas in neighboring counties including Berkeley, Oakland and San Francisco.

The capital investment project identified in the business plan in the Form I-526 petition must serve as the basis for determining at the Form I-829 stage whether the requisite capital investment has been sustained throughout the alien's two year period of conditional residency. In addition, the Form I-829 must show that the business plan for the exemplar project submitted with the I-526 petition was carried out and that at least ten jobs per investor for qualified employees were created as a result of the investment in that project.

The business plan in the Form I-526 petition may not be materially changed after the petition is filed. For example, an investment in Company A by the I-526 investor may not be changed to Company B for a different project prior to filing the I-829 petition even if both companies are in the same kind of business. Immigrant investors who are confronted with such a situation should consult with competent legal counsel to determine the appropriate course of action.

GEOGRAPHIC AREA:

The SFBARC shall have a geographic scope which includes the counties of Alameda, Contra Costa, San Francisco, San Mateo, Santa Clara and Solano. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some Targeted Employment Areas ("TEAs") as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a TEA, the alien must establish through the submission of the required evidence in 8 CFR 204.6(j)(6) at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: equity funding of or third party loans to enterprises engaged in real estate construction renovation and management; construction and development of infrastructures; design, development and operation of manufacturing facilities; and design, development for support services for specialized software and/or hardware; and preliminary funding for biotechnology development.

The Regional Center focus remains the same for offering EB-5 capital investment opportunities into new commercial enterprises in the following target industry economic categories:

- | | |
|-----------------|---------------------|
| 1. NAICS 621 | Health Care; |
| 2. NAICS 5417 | Biotechnology; |
| 3. NAICS 237130 | Alternative Energy; |
| 4. NAICS 541614 | Logistics |
| 5. NAICS 311 | Food Manufacturing; |
| 6. NAICS 5415 | Digital Arts; |
| 7. NAICS 339113 | Manufacturing; and |
| 8. NAICS 531112 | Real Estate |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that categories.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA

203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved amendment to the Regional Center and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in the I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The job creation methodology approved with this amendment has been established by the use of the RIMS II model and each \$1,000,000 investment in the project.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this project and the Regional Center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (submitted November 22, 2010)
 - b. Subscription Agreement (submitted November 22, 2010)
 - c. Limited Partnership Agreement; and (submitted November 22, 2010)
 - d. Escrow Agreement. (submitted May 3, 2011)

Note: Each petition must also include any other evidence that is relevant to the proposed project, such as, licenses and permits, building contracts, operating agreements, advisory agreements, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Carolyn S. Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

October 07, 2009

Eric Chelini
Golden State Renaissance Ventures Inc
5 Bay Forest Place
Oakland, CA 94611

W09000490 RC Proposal
WAC0922850139 MTR

Application: Request for Designation as a Regional Center
Applicant(s): Eric Chelini

Re: FFC-East Bay Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 9, 2009, Eric Chelini submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the FFC-East Bay Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates FFC-East Bay Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The FFC-East Bay Regional Center shall have a geographic scope which includes California Counties of Contra Costa and Alameda.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: equity funding of or third party loans to enterprises engaged in real estate construction, renovation and management; construction and development of infrastructures; design, development and operation of manufacturing facilities; and design, development of support services for specialized software and/or hardware; and preliminary funding for biotechnology development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, to create a new commercial enterprise, in the following 6 target industry economic clusters:

1. Health Care
2. Logistics
3. Digital Arts
4. Food Manufacturing and distribution
5. Biotechnology (R&D and manufacturing)
6. Clean or Alternative Energy

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full

number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum; (Model submitted March 5, 2009)
 - b. Subscription Agreement; (Model submitted March 5, 2009) and
 - c. Partnership Agreement (Model submitted March 5, 2009).

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center

Cc: Carolyn S Lee, Esq.



**U.S. Citizenship
and Immigration
Services**

May 21, 2010

Eric Chelini
Golden State Renaissance Ventures, Inc.
5 Bay Forest Place
Oakland, California 94611

Application: Request to Amend Designation as a Regional Center
Applicant(s): Eric Chelini

Re: FFC-East Bay Regional Center
W09001720

Pursuant to Section 610 of the Appropriations Act of 1993, October 7, 2009, FFC-East Bay Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated April 15, 2010, FFC-East Bay Regional Center sought to amend its initial Regional Center designation to expand the geographic region and include additional industry clusters.

Based on its review and analysis of the request to amend the previous FFC-East Bay Regional Center, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as described below. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass this amendment relative to the investment.

GEOGRAPHIC AREA:

FFC-East Bay Regional Center shall extend its geographic focus to include the California counties of San Francisco, San Mateo, Santa Clara and Solano.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: equity funding of or third party loans to enterprises engaged in real estate construction renovation and management; construction and development of infrastructures; design, development and operation of manufacturing facilities; and design, development for support services for specialized software and/or hardware; and preliminary funding for biotechnology development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following eight (8) target industry economic clusters:

- | | |
|----------------------------|---------------------|
| 1. NAICS 621 | Health Care; |
| 2. NAICS 5417 | Biotechnology; |
| 3. NAICS 333, 334, and 335 | Alternative Energy; |
| 4. NAICS 493 | Logistics; |
| 5. NAICS 3110 | Food Manufacturing; |
| 6. NAICS 5415 | Digital Arts; |
| 7. NAICS 339113 | Manufacturing; |
| 8. NAICS 53112 | Real Estate |

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, the approved hypothetical business plan and the comprehensive business plan for the specific investment projects.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum; Sample/Draft dated March 5, 2009
 - b. Subscription Agreement; Sample/Draft dated March 5, 2009
 - c. Partnership Agreement; and Sample/Draft dated March 5, 2009
 - d. Escrow Document Sample/Draft dated April 15, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Carolyn S. Lee, Esq.



U.S. Citizenship
and Immigration
Services

Date: **MAY 03 2011**

Kevin Dare
JJ Sunny, LLC
203 Redwood Shores Parkway, Suite 200
Redwood Shores, CA 94065

Application: Request for Designation as a Regional Center
Applicant(s): Kevin Dare

Re: Silicon Valley California Regional Center
RCW1031910022/(Formerly W09001840)

Pursuant to Section 610 of the Appropriations Act of 1993, on May 7, 2010, Kevin Dare submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Silicon Valley California Regional Center.

USCIS hereby designates Silicon Valley California Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to provide construction financing for commercial real estate projects in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 721 Accommodations
2. NAICS 722 Food & Beverage
3. NAICS 541 Professional, Scientific and Technical
4. NAICS 6211 Offices of Physicians
5. NAICS 623 Nursing and Residential Care Facilities
6. NAICS 622110 General Medical and Surgical Hospitals
7. NAICS 44-45 Retail

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Silicon Valley California Regional Center shall have a geographic scope to include the California Counties of Santa Clara, Alameda, Contra Costa and San Mateo.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full

number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Main Street Cupertino Project (consisting of the development of a mixed-use real project) and the Silver Creek Surgical Hospital Project are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with these projects and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Operating Agreement
 - d. Escrow Agreement
 - e. Limited Partnership Agreement

Samples/Drafts dated May 7, 2010
Samples/Drafts dated May 7, 2010
Samples/Drafts dated May 7, 2010
Samples/Drafts dated May 7, 2010
Samples/Drafts dated May 7, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

April 20, 2010

Nai-Yu Pai
Silicon Valley Venture Investments Regional Center
C/O Asanga Capital, LLC
1413 Grant Rd
Mountain View, CA 94040

Application: Request for Designation as a Regional Center
Applicant(s): Nai-Yu Pai

Re: Silicon Valley Venture Investments Regional Center
W09000130

Pursuant to Section 610 of the Appropriations Act of 1993, Nai-Yu Pai, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Silicon Valley Venture Investments Regional Center

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Silicon Valley Venture Investments Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Silicon Valley Venture Investments Regional Center shall have a geographic scope which includes the California counties of San Francisco, San Mateo and Santa Clara.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real Estate Construction, renovation and management, and direct equity investment.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the 11 (eleven) target industry economic clusters:

For real estate construction, renovation and management, the target industries are:

1. Light industrial/warehouse
2. Solar panel manufacturing
3. Solar Farm
4. General Offices
5. Retail Shopping Center
6. Nursing Home
7. Hotel

Equity investments that will be used for equipment, salaries and initial overhead costs:

8. Car wash (mobile)
9. Biomedical research and/or manufacturing
10. Business incubators
11. Generic software companies

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal, the approved hypothetical business plan and the comprehensive business plan for the specific investment projects as discussed above.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. For Silicon Valley Venture Investment Fund I, L.L.P., the investor's legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; Submitted December 18, 2008
 - b. Subscription Agreement; Submitted December 18, 2008
 - c. Partnership Agreement; and Submitted December 18, 2008
 - d. Escrow Agreement. Submitted December 18, 2008
5. For all other Investment Funds, the investor's legally executed copy of the following documents, which have not been reviewed by USCIS.
 - a. Private Placement Memorandum;
 - b. Subscription Agreement;
 - c. Partnership Agreement; and
 - d. Escrow Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
- 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
- 7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:

- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

May 27, 2010

Joseph J. Walsh, Jr.
South Atlantic Regional Center, LLC
15535 Sunward Street
Wellington, Florida 33414

Application: Request for Designation as a Regional Center
Applicant(s): Joseph J. Walsh, Jr.

Re: South Atlantic Regional Center
W09001240

Pursuant to Section 610 of the Appropriations Act of 1993, on December 24, 2009, Joseph J. Walsh submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the South Atlantic Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates South Atlantic Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: real estate financing, construction and development.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following eight (8) target industry economic clusters:

1. Hotels
2. Manufacturing
3. Retail Shopping Centers
4. Restaurants
5. General Retail
6. Offices
7. Medical Offices
8. Assisted Living/Nursing Homes

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The South Atlantic Regional Center shall have a geographic scope of the Florida county of Palm Beach.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Florida and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other

pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the South Atlantic Mixed Use Development I (consisting of a mixed-use commercial center that will include shopping and office facilities) is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum; Samples/Drafts submitted May 1, 2010
 - b. Limited Partnership Agreement; Samples/Drafts dated December 24, 2009
 - c. Subscription Agreement; and Samples/Drafts dated December 24, 2009
 - d. Escrow Agreement Samples/Drafts dated December 24, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

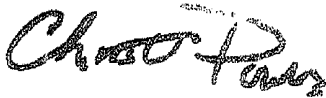
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Reid A. Nelson, Esq.



U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.1.2-C

Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Ave
Pierre, South Dakota 57501-3369

FEB 26 2009

Dear Mr. Bollen:

Re: South Dakota Regional Center, Amendment-III-revised:

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 8, 2004, the South Dakota International Business Institute Dairy Economic Development Region (SDIBI/DEDR) was approved and designated as a regional center by U.S. Citizenship and Immigration Services (USCIS) for the purpose of attracting immigrant investor capital into 12 counties in eastern South Dakota, for animal dairy farm and animal heifer ranch operations. On December 24, 2004 the SDIBI/DEDR Regional Center requested approval of an amendment (Amendment-I) to expand its geographic area of coverage by an additional 33 counties across eastern South Dakota and to revise its business plan to allow for pooled investments through limited partnerships into large dairy and heifer operations, and to eliminate its self-imposed minimum of 51 % alien investor ownership in a newly established commercial dairy or heifer operation. On June 13, 2005, USCIS approved the SDIBI/DEDR Regional Center Amendment-I.

On December 12, 2006, USCIS approved the South Dakota SDIBI/DEDR Regional Center's proposal for a second amendment (Amendment-II) to its business plan to enable the following commercial activity additions, and to augment its approved job creation multipliers as follows:

1. To amend the SDIBI/DEDR business plan to include meat processing and
2. packing operations.¹
To amend the SDIBI/DEDR business plan to include dairy processing, beef cattle, and other animal feedlots.²

¹ These operations would utilize a weighted average RIMS-II indirect job creation multiplier of 3.49 for the areas within the geographic boundaries of the SDIBI DEDR Regional Center.

3. To amend the SDIBVDEDR business plan by eliminating the SDIBVDEDR Regional Center's self-imposed numeric thresholds of 300 dairy cows and/or 3000 heifers per foreign investor, and setting no numerical herd size minimum or maximum for dairy cows, heifers, and/or animal feedlot operations.

On November 8, 2007 the SDIBfDEDR Regional Center submitted a proposal for a third amendment (Amendment-III) seeking:

1. To expand its geographic area of coverage by adding an additional eighteen (18) contiguous counties within South Dakota.
2. To add eleven (11) additional target industry economic clusters.
3. To apply a RIMS-II final demand multiplier for indirect job creation applicable to the added target industry clusters by combining EB-5 and domestic investment capital.
4. To change the name of the Regional Center to "South Dakota Regional Center" (SDRC).
5. That USCIS review and recognize a Memorandum of Understanding between the South Dakota International Business Institute (SOIBI) and SDRC, Incorporated.

On December 4, 2007, USCIS issued a Request for Evidence (RFE) seeking clarification and additional data relating to the proposed additional target industry economic clusters and the operational structure for an amended South Dakota Regional Center.

DECISION:

Based on its review and analysis of the initial Amendment-III proposal, and the DEDR's supplemental response to the RFE, which modified its initial request from 11 down to 7 additional target industries, uscrs approves Amendment-III, updating the designation of the renamed South Dakota Regional Center (SDRC) as follows:

1. The geographic area of the SDR^e encompasses all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County).
2. To add the following seven (7) new target industry economic clusters to the scope of SDRC business investment:
 - a. Utilities (Includes Electric Power Generation From Wind Mills);
 - b. Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment);
 - c. Food, Beverage and Tobacco Manufacturing (Includes Wineries);

² Such operation would utilize a weighted average RIMS-II indirect job creation multiplier of 2.66 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

South Dakota Regional Center, Amendment-III Page 3

d. Petroleum and Coal Products Manufacturing (Includes Oil Refineries);

e. Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing);

f. Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences);

g. Amusement, Gambling, and Recreation.

3. Use of RIMS-II Final Demand Multipliers in determining indirect job creation relating to the seven (7) target industry economic clusters identified above in 2 a -f.

A summarization of the approved RIMS Code and Final Demand Employment Multipliers in connection with Amendment III per Million dollars invested follows:

Utilities	RIMS6	5.4309
Machinery Manufacturing	RIMS 12	11.7661
Food, Beverage, and Tobacco Manufacturing	RIMS 19	15.3910
Petroleum and Coal Products Manufacturing	RIMS 24	8.0073
Chemical Manufacturing	RIMS 25	9.4151
Professional, Scientific, and Technical Services	RIMS 47	12.8610
Amusement, Gambling, and Recreation	RIMS 56	29.7830

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The updated and expanded USCIS-approved focus of the SDRC geographic area, business plan, economic analysis and job creation is to generate EB-5 immigrant investor capital for the following eleven (11) target industry activities:

- 1 Animal dairy farm operations--per April 8, 2004 initial approval and designation;
- 2 Animal heifer ranch operations--per April 8, 2004 initial approval and designation;
- 3 Animal feedlot operations--added per December 2, 2006 Amendment-II approval;
- 4 Meat processing and packing operations--added per December 12, 2006 Amendment-II approval;
- 5 Utilities (Includes Electric Power Generation From Wind Mills)--added per June 24, 2008 Amendment-III);
- 6 Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment)-added per June 24, 2008 Amendment-III);
- 7 Food, Beverage and Tobacco Manufacturing (Includes Wineries)--added per June 24, 2008 Amendment-III);
- 8 Petroleum and Coal Products Manufacturing (Includes Oil Refineries)--added per June 24, 2008 Amendment-III);
- 9 Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing)--added per June 24, 2008 Amendment-III);
- 10 Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences)--added per June 24, 2008 Amendment III);

II. Amusement, Gambling, and Recreation--added per June 24, 2008 Amendment-III.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments made into new commercial enterprises within the eleven (11) target industry clusters listed above which are located within the SDRC area comprised of all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the SORC shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the SDRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved SDRC Amendment-III and its indirect job creation model and multipliers contained within the final approved SDRC application and package, as amended.

In addition, wherever job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual 1-526 petition affiliated with the SDRC, then:

To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the 1-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the SDRC for a "troubled business" as defined at 8 CFR 204.6(e), the individual 1-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms 1-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business which have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

For purposes of an alien investor's filing of a subsequent 1-829 petition to remove the conditions wherein the investment through the SDRC in an enterprise for which the initial 1-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent 1-829 petition will need to be supported by probative evidence of the

number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms 1-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, to demonstrate that it is associated with the SDRC, in conjunction with addressing all the requirements for an individual alien investor petition, shall also contain as supporting evidence relating to this regional center designation, the following:

- 1 A copy of this letter of the amended approval and designation.
- 2 A copy of the approved regional center narrative proposal and business plan, and the approved amendments.
- 3 A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDRC amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 will generate full-time employment positions, either directly or indirectly, for not fewer than ten (10) U.S. workers.
- 4 A signed legally executed and certified copy of the limited partnership agreement between the new commercial enterprise and the alien investor.
- 5 A signed legally executed copy of the Memorandum of Understanding between the South Dakota International Business Institute and SDRC, Incorporated.

The designation by the users of the SDRC as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien investors who invest within the SDRC will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented.

From the date of this letter until September 30, 2008, the individual investor petitions through the SDRC must be submitted to the Texas Service Center. Effective October 1, 2008, the individual investor petitions through the SDRC must be submitted to the California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE SOUTH DAKOTA REGIONAL CENTER (SDRC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in

order to report to USCIS upon request the following year to date information for each Federal Fiscal Year³, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;

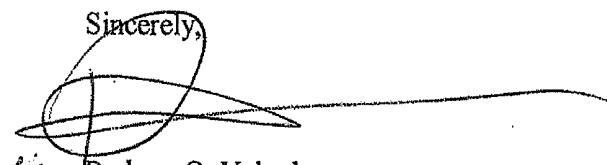
³ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
- 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
- 7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and

- iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the BRC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



for Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File

U.S. Department of Homeland Security
425 I Street, NW
ULLICO Bldg., 3rd Floor
Washington, DC 20536



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

APR - 8 2004

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

Dear Mr. Bollen:

Pursuant to Section 610 of the Appropriations Act of 1993, the South Dakota International Business Institute (SDIBI), Dairy Economic Development Region (DEDR) is designated as a regional center to participate in the Immigrant Investor Pilot Program. The new commercial enterprise investment focus of the SDIBI/DEDR Regional Center will be on two areas of commercial enterprise:

1. Animal dairy farm operations.
2. Animal heifer ranch operations.

As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the SDIBI/DEDR regional center area comprised of 12 counties in eastern South Dakota. These are the counties of Brookings, Clark, Codrington, Deuel, Grant, Hamlin, Kingsbury, Lake, McCook, Miner, Moody, and Roberts.

Alien entrepreneurs who file petitions for commercial enterprises located in the SDIBI/DEDR regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the SDIBI/DEDR regional center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this designation letter.
2. A copy of the approved regional center narrative proposal.
3. A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDIBI/DEDR regional center proposal which has been approved by USCIS, which reflects how investment in a new commercial enterprise within the

www.uscis.gov

Mr. Joop Bollen

Page 2

geographic area of the designated regional center will create full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.

The designation by the USCIS of the SDIBI/DEDR as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning the SDIBI/DEDR designation under the Immigrant Investor Pilot Program, please contact Morrie Berez, Senior Adjudications Officer, Office of Programs and Regulation Development, at (202) 616-7862.

Sincerely,

A handwritten signature in dark ink, appearing to read "W. R. Yates", with a stylized flourish at the end.

William R. Yates
Associate Director
Operations



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

JUN 13 2005

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

Dear Mr. Bollen:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 8, 2004, the South Dakota International Business Institute (SDIBI), Dairy Economic Development Region (DEDR) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated December 22, 2004, SDIBI/DEDR sought to amend its initial Regional Center designation, geographic area, and business plan as follows:

1. To add 33 additional counties that are contiguous to the original 12 eastern South Dakota counties encompassed in the initial designation (for a total of 45 counties to be the geographic focus of the SDIBI/DEDR Regional Center) that specifically excludes the city of Sioux Falls located within Minnehaha County, the city of Aberdeen located within Brown County, and the city of Watertown located within Codington County;
2. To allow for pooled investments to be made in large dairy and heifer farms by more than one alien investor;
3. To amend the SDIBI/DEDR business plan by eliminating the self-imposed minimum of 51% alien investor ownership in a newly established commercial dairy or heifer farm;
4. To amend the SDIBI/DEDR business plan to allow for multiple limited alien investor partners, with each partner investing a minimum of \$500,000;
5. To eliminate the 80-acre limit on dairy farm size in order to allow for varied dairy herd sizes of 300 head or more dairy cows per herd.

Based on its review and analysis of the request to amend the previous SDIBI/DEDR designation and amended proposal, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the SDIBI/DEDR Regional Center as requested to incorporate the above 5 changes. In accepting the amendment, USCIS has updated its records of SDIBI/DEDR's Regional Center approval and designation, and business plan to encompass these amendments relative to the investment focus of the SDIBI/DEDR Regional Center on two areas of commercial enterprise:

1. Animal dairy farm operations.
2. Animal heifer ranch operations.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the SDIBI/DEDR regional center area comprised of the 45 contiguous counties of eastern South Dakota (with the exclusion of the cities of Sioux Falls in Minnehaha County, Aberdeen in Brown County, and Watertown in Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). These 45 counties (with the excluded cities noted) are identified and listed in the attachment to this approval and designation letter. Therefore, the minimum capital investment threshold for any individual alien foreign investor into a new commercial dairy or heifer farming enterprise through the SDIBI/DEDR Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the SDIBI/DEDR regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the SDIBI/DEDR regional center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of the amended approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and the approved amendments.
3. A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDIBI/DEDR amended regional center application which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a new commercial dairy or heifer farming enterprise within the geographic area of the amended SDIBI/DEDR regional center will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.
4. A signed legally executed and certified copy of the limited partnership agreement between the new commercial dairy and/or heifer farming enterprise and the alien investor.

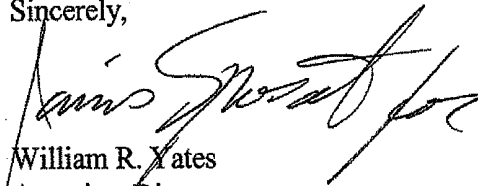
The designation by the USCIS of the SDIBI/DEDR as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

Mr. Joop Bollen

Page 3

If you have any questions concerning the SDIBI/DEDR approval and designation under the Immigrant Investor Pilot Program, please contact Morrie Berez, Senior Adjudications Officer, Office of Programs and Regulation Development, at (202) 353-8177.

Sincerely,

A handwritten signature in black ink, appearing to read "William R. Yates", written over a horizontal line.

William R. Yates
Associate Director
Operations

Attachment

Attachment

Designated Rural Counties Which Are Within The Geographic Boundaries of SDIBI/DEDR Regional Center

	Population		Population
Aurora	2926	Hughes	16684
Beadle	16269	Hutchinson	7731
Bon Homme	7104	Hyde	1573
Brookings ¹	28265	Jerauld	2180
Brown ²	34666	Kingsbury	5555
Brule	5205	Lake	11040
Buffalo	1994	Lincoln ³	29302
Campbell	1679	McCook	5864
Charles Mix	9178	McPherson	2723
Clark	3915	Marshall	4272
Clay	13191	Miner	2717
Codington ⁴	25929	Moody	6511
Davison	18744	Potter	2508
Day	5891	Roberts	10128
Deuel	4364	Sanborn	2612
Douglas	3310	Spink	6972
Edmunds	4221	Sully	1456
Faulk	2469	Tripp	6177
Grant	7625	Turner	8594
Gregory	4500	Union	13024
Hamlin	5615	Walworth	5562
Hand	3520	Yankton ⁵	21452
Hanson	3510		

¹ Brookings County has no population centers, cities or towns with a population of 20,000 or more.

² Brown County has no population centers, cities or towns with a population of 20,000 or more except for the City of Aberdeen with a population 24,957 which is excluded from the geographical area of the SDIBI/DEDR regional center.

³ Lincoln County has no population centers, cities or towns with a population of 20,000 or more.

⁴ Codington County has no population centers, cities or towns with a population of 20,000 or more except for the City of Watertown with a population 20,057 which is excluded from the geographical area of the SDIBI/DEDR regional center.

⁵ Brookings County has no population centers, cities or towns with a population of 20,000 or more.



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

JUN 25 2008

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

Dear Mr. Bollen:

Re: South Dakota Regional Center, Amendment-III

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 8, 2004, the South Dakota International Business Institute/Dairy Economic Development Region (SDIBI/DEDR) was approved and designated as a regional center by U.S. Citizenship and Immigration Services (USCIS) for the purpose of attracting immigrant investor capital into 12 counties in eastern South Dakota, for animal dairy farm and animal heifer ranch operations. On December 24, 2004 the SDIBI/DEDR Regional Center requested approval of an amendment (Amendment-I) to expand its geographic area of coverage by an additional 33 counties across eastern South Dakota and to revise its business plan to allow for pooled investments through limited partnerships into large dairy and heifer operations, and to eliminate its self-imposed minimum of 51% alien investor ownership in a newly established commercial dairy or heifer operation. On June 13, 2005, USCIS approved the SDIBI/DEDR Regional Center Amendment-I.

On December 12, 2006, USCIS approved the South Dakota SDIBI/DEDR Regional Center's proposal for a second amendment (Amendment-II) to its business plan to enable the following commercial activity additions, and to augment its approved job creation multipliers as follows:

1. To amend the SDIBI/DEDR business plan to include meat processing and packing operations.¹
2. To amend the SDIBI/DEDR business plan to include dairy processing, beef cattle, and other animal feedlots.²

¹ These operations would utilize a weighted average RIMS-II indirect job creation multiplier of 3.49 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

² Such operations would utilize a weighted average RIMS-II indirect job creation multiplier of 2.66 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

3. To amend the SDIBI/DEDR business plan by eliminating the SDIBI/DEDR Regional Center's self-imposed numeric thresholds of 300 dairy cows and/or 3000 heifers per foreign investor, and setting no numerical herd size minimum or maximum for dairy cows, heifers, and/or animal feedlot operations.

On November 8, 2007 the SDIBI/DEDR Regional Center submitted a proposal for a third amendment (Amendment-III) seeking:

1. To expand its geographic area of coverage by adding an additional eighteen (18) contiguous counties within South Dakota.
2. To add eleven (11) additional target industry economic clusters.
3. To apply a RIMS-II final demand multiplier for indirect job creation applicable to the added target industry clusters by combining EB-5 and domestic investment capital.
4. To change the name of the Regional Center to "South Dakota Regional Center" (SDRC).
5. That USCIS review and recognize a Memorandum of Understanding between the South Dakota International Business Institute (SDIBI) and SDRC, Incorporated.

On December 4, 2007 USCIS issued a Request for Evidence (RFE) seeking clarification and additional data relating to the proposed additional target industry economic clusters and the operational structure for an amended South Dakota Regional Center.

DECISION:

Based on its review and analysis of the initial Amendment-III proposal, and the DEDR's supplemental response to the RFE, which modified its initial request from 11 down to 7 additional target industries, USCIS approves Amendment-III, updating the designation of the renamed South Dakota Regional Center (SDRC) as follows:

1. The geographic area of the SDRC encompasses all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County).
2. To add the following seven (7) new target industry economic clusters to the scope of SDRC business investment:
 - a. Utilities (Includes Electric Power Generation From Wind Mills);
 - b. Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment);
 - c. Food, Beverage and Tobacco Manufacturing (Includes Wineries);

- d. Petroleum and Coal Products Manufacturing (Includes Oil Refineries);
 - e. Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing);
 - f. Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences);
 - g. Amusement, Gambling, and Recreation.
3. Use of RIMS-II Final Demand Multipliers in determining indirect job creation relating to the seven (7) target industry economic clusters identified above in 2 a - f.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The updated and expanded USCIS-approved focus of the SDRC geographic area, business plan, economic analysis and job creation is to generate EB-5 immigrant investor capital for the following eleven (11) target industry activities:

- 1. Animal dairy farm operations--*per April 8, 2004 initial approval and designation;*
- 2. Animal heifer ranch operations--*per April 8, 2004 initial approval and designation;*
- 3. Animal feedlot operations--*added per December 12, 2006 Amendment-II approval;*
- 4. Meat processing and packing operations--*added per December 12, 2006 Amendment-II approval;*
- 5. Utilities (Includes Electric Power Generation From Wind Mills)--*added per June 24, 2008 Amendment-III);*
- 6. Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment)--*added per June 24, 2008 Amendment-III);*
- 7. Food, Beverage and Tobacco Manufacturing (Includes Wineries)--*added per June 24, 2008 Amendment-III);*
- 8. Petroleum and Coal Products Manufacturing (Includes Oil Refineries)-- *added per June 24, 2008 Amendment-III);*
- 9. Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing)--*added per June 24, 2008 Amendment-III);*
- 10. Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences)--*added per June 24, 2008 Amendment-III);*

11. Amusement, Gambling, and Recreation--*added per June 24, 2008 Amendment-III.*

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments made into new commercial enterprises within the eleven (11) target industry clusters listed above which are located within the SDRC area comprised of all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the SDRC shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the SDRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved SDRC Amendment-III and its indirect job creation model and multipliers contained within the final approved SDRC application and package, as amended.

In addition, wherever job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the SDRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(i)(4)(B).
- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the SDRC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business which have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the SDRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, to demonstrate that it is associated with the SDRC, in conjunction with addressing all the requirements for an individual alien investor petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of the amended approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and the approved amendments.
3. A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDRC amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 will generate full-time employment positions, either directly or indirectly, for not fewer than ten (10) U.S. workers.
4. A signed legally executed and certified copy of the limited partnership agreement between the new commercial enterprise and the alien investor.
5. A signed legally executed copy of the Memorandum of Understanding between the South Dakota International Business Institute and SDRC, Incorporated.

The designation by the USCIS of the SDRC as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien investors who invest within the SDRC will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented.

From the date of this letter until September 30, 2008, the individual investor petitions through the SDRC must be submitted to the Texas Service Center. Effective October 1, 2008, the individual investor petitions through the SDRC must be submitted to the California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE SOUTH DAKOTA REGIONAL CENTER (SDRC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year³, commencing with the current year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

³ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. Be prepared to provide the total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. Be prepared to provide the combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. Be prepared to provide, if applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then be prepared to provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please be prepared to provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact

(POC) for the regional center;

- the management and administration of the regional center;
- the regional center structure;
- the regional center mailing address, web site address, email address, phone and fax number;
- the scope of the regional center operations and focus;
- the regional center business plan;
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the regional center;
- the economic focus of the regional center; or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the SDRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File
MRBEREZ: 6/21/08



OFFICIAL
COPY

U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501-3369

JUL 18 2005

Dear Mr. Bollen:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 8, 2004, the South Dakota International Business Institute (SDIBI), Dairy Economic Development Region (DEDR) was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request dated December 22, 2004, SDIBI/DEDR sought to amend its initial Regional Center designation, geographic area, and business plan as follows:

1. To add 33 additional counties that are contiguous to the original 12 eastern South Dakota counties encompassed in the initial designation (for a total of 45 counties to be the geographic focus of the SDIBI/DEDR Regional Center) that specifically excludes the city of Sioux Falls located within Minnehaha County, the city of Aberdeen located within Brown County, and the city of Watertown located within Codington County;
2. To allow for pooled investments to be made in large dairy and heifer farms by more than one alien investor;
3. To amend the SDIBI/DEDR business plan by eliminating the self-imposed minimum of 51% alien investor ownership in a newly established commercial dairy or heifer farm;
4. To amend the SDIBI/DEDR business plan to allow for multiple limited alien investor partners, with each partner investing a minimum of \$500,000;
5. To eliminate the 80-acre limit on dairy farm size in order to allow for varied dairy herd sizes of 300 head or more dairy cows per herd.

Based on its review and analysis of the request to amend the previous SDIBI/DEDR designation and amended proposal, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the SDIBI/DEDR Regional Center as requested to incorporate the above 5 changes. In accepting the amendment, USCIS has updated its records of SDIBI/DEDR's Regional Center approval and designation, and business plan to encompass these amendments relative to the investment focus of the SDIBI/DEDR Regional Center on two areas of commercial enterprise:

Mr. Joop Bollen
Page 2

1. Animal dairy farm operations.
2. Animal heifer ranch operations.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the SDIBI/DEDR regional center area comprised of the 45 contiguous counties of eastern South Dakota (with the exclusion of the cities of Sioux Falls in Minnehaha County, Aberdeen in Brown County, and Watertown in Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). These 45 counties (with the excluded cities noted) are identified and listed in the attachment to this approval and designation letter. Therefore, the minimum capital investment threshold for any individual alien foreign investor into a new commercial dairy or heifer farming enterprise through the SDIBI/DEDR Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the SDIBI/DEDR regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the SDIBI/DEDR regional center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

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4. A signed legally executed and certified copy of the limited partnership agreement between the new commercial dairy and/or heifer farming enterprise and the alien investor.

The designation by the USCIS of the SDIBI/DEDR as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

Mr. Joop Bollen
Page 3

If you have any questions concerning the SDIBI/DEDR approval and designation under the Immigrant Investor Pilot Program, please contact Morrie Berez, Senior Adjudications Officer, Office of Programs and Regulation Development, at (202) 353-8177.

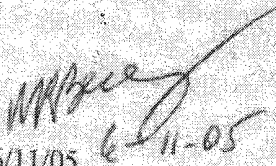
Sincerely,



William R. Yates
Associate Director
Operations

Attachment

cc: Official File
MRBEREZ:sAikoo/6/11/05


6-11-05



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

DEC 12 2006

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1. To amend the SDIBI/DEDR business plan to include meat processing and packing operations.¹
2. To amend the SDIBI/DEDR business plan to include cattle, pork, and other animal feedlots.²
3. To amend the SDIBI/DEDR business plan by eliminating the SDIBI/DEDR Regional Center's self-imposed numeric thresholds of 300 dairy cows and/or 3000 heifers per foreign investor, and setting no numerical herd size minimum or maximum for dairy cows, heifers, and/or animal feedlot operations.

Based on its review and analysis of the December 10, 2006, request to amend the previous SDIBI/DEDR designation, USCIS approves this amendment to the designation, business plan and job creation multipliers for the SDIBI/DEDR Regional Center reflecting the above 3 changes. In accepting the amendment, USCIS has updated its records of SDIBI/DEDR's Regional Center approval and designation, business plan, and job creation multipliers to encompass these

¹ These operations would utilize a weighted average RIMS-II indirect job creation multiplier of 3.49 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

² Such operations would utilize a weighted average RIMS-II indirect job creation multiplier of 2.66 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

amendments relative to the investment focus of the SDIBI/DEDR Regional Center in the following commercial enterprise activities:

1. Animal dairy farm operations;
2. Animal heifer ranch operations;
3. Animal feedlot operations; and
4. Meat processing and packing operations.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the SDIBI/DEDR regional center area comprised of the 45 contiguous counties of eastern South Dakota (with the exclusion of the cities of Sioux Falls, Minnehaha County, Aberdeen in Brown County, and Watertown in Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). These 45 counties (with the excluded cities noted) are identified and listed in the
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Attachment to this updated/amended approval and designation letter. Therefore, the minimum capital investment threshold for any individual alien foreign into a new commercial dairy, heifer, beef, pork or other animal farming enterprise through the SDIBI/DEDR Regional Center shall be not less than \$500,000.

Alien entrepreneurs who file petitions for commercial enterprises located in the SDIBI/DEDR regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the SDIBI/DEDR regional center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of the amended approval and designation.
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Mr. Joop Bollen
Page 3

4. A signed legally executed and certified copy of the limited partnership agreement between the new commercial dairy and/or heifer farming enterprise and the alien investor.

The designation by the USCIS of the SDIBI/DEDR as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning the SDIBI/DEDR approval and designation under the Immigrant Investor Pilot Program, please contact Maurice Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program, at (202) 272-8413.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul E. Novak", written in a cursive style.

Paul E. Novak
Acting Chief
Service Center Operations

Attachment

Attachment

**Designated Rural Counties Which Are Within the Geographic Boundaries of
SDIBI/DEDR Regional Center**

	Population		Population
Aurora	2926	Hughes	16684
Beadle	16269	Hutchinson	7731
Bon Homme	7104	Hyde	1573
Brookings ¹	28265	Jerauld	2180
Brown ²	34666	Kingsbury	5555
Brule	5205	Lake	11040
Buffalo	1994	Lincoln ³	29302
Campbell	1679	McCook	5864
Charles Mix	9178	McPherson	2723
Clark	3915	Marshall	4272
Clay	13191	Miner	2717
Codington	25929	Moody	6511
Davison	18744	Potter	2508
Day	5891	Roberts	10128
Deuel	4364	Sanborn	2612
Douglas	3310	Spink	6972
Edmunds	4221	Sully	1456
Faulk	2469	Tripp	6177
Grant	7625	Turner	8594
Gregory	4500	Union	13024
Hamlin	5615	Walworth	5562
Hand	3520	Yankton ⁴	21452
Hanson	3510		

¹ Brookings county has no population centers, cities or towns with a population of 20,000 or more.

² Brown County has no population centers, cities or towns with a population of 20,000 or more except for the City of Aberdeen with a population 24,957 which is excluded from the geographical area of the SDIBI/DEDR regional center.

³ Lincoln County has no population centers, cities or towns with a population of 20,000 or more.

⁴ Yankton County has no population centers, cities or towns with a population of 20,000 or more.

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U.S. Department of Homeland Security
20 Massachusetts Avenue, NW
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501-3369

JUL 18 2005

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Mr. Joop Bollen

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Mr. Joop Bollen
Page 3

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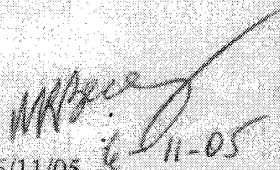
Sincerely,



William R. Yates
Associate Director
Operations

Attachment

cc: Official File
MRBEREZ.sAikoo/6/11/05





U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

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South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

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1. A copy of this letter of the amended approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and the approved amendments.
3. A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDIBI/DEDR amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a new commercial dairy farm, heifer farm, other animal feedlot enterprise or meat processing and packing operation within the geographic area of the amended SDIBI/DEDR regional center will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.

Mr. Joop Bollen
Page 3

4. A signed legally executed and certified copy of the limited partnership agreement between the new commercial dairy and/or heifer farming enterprise and the alien investor.

The designation by the USCIS of the SDIBI/DEDR as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning the SDIBI/DEDR approval and designation under the Immigrant Investor Pilot Program, please contact Maurice Berez, Chief Adjudications Officer, Foreign Trader, Investor and Regional Center Program, at (202) 272-8413.

Sincerely,



Paul E. Novak
Acting Chief
Service Center Operations

Attachment



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

JUN 25 2008

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

Dear Mr. Bollen:

Re: South Dakota Regional Center, Amendment-III

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 8, 2004, the South Dakota International Business Institute/Dairy Economic Development Region (SDIBI/DEDR) was approved and designated as a regional center by U.S. Citizenship and Immigration Services (USCIS) for the purpose of attracting immigrant investor capital into 12 counties in eastern South Dakota, for animal dairy farm and animal heifer ranch operations. On December 24, 2004 the SDIBI/DEDR Regional Center requested approval of an amendment (Amendment-I) to expand its geographic area of coverage by an additional 33 counties across eastern South Dakota and to revise its business plan to allow for pooled investments through limited partnerships into large dairy and heifer operations, and to eliminate its self-imposed minimum of 51% alien investor ownership in a newly established commercial dairy or heifer operation. On June 13, 2005, USCIS approved the SDIBI/DEDR Regional Center Amendment-I.

On December 12, 2006, USCIS approved the South Dakota SDIBI/DEDR Regional Center's proposal for a second amendment (Amendment-II) to its business plan to enable the following commercial activity additions, and to augment its approved job creation multipliers as follows:

1. To amend the SDIBI/DEDR business plan to include meat processing and packing operations.¹
2. To amend the SDIBI/DEDR business plan to include dairy processing, beef cattle, and other animal feedlots.²

¹ These operations would utilize a weighted average RIMS-II indirect job creation multiplier of 3.49 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

² Such operations would utilize a weighted average RIMS-II indirect job creation multiplier of 2.66 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

3. To amend the SDIBI/DEDR business plan by eliminating the SDIBI/DEDR Regional Center's self-imposed numeric thresholds of 300 dairy cows and/or 3000 heifers per foreign investor, and setting no numerical herd size minimum or maximum for dairy cows, heifers, and/or animal feedlot operations.

On November 8, 2007 the SDIBI/DEDR Regional Center submitted a proposal for a third amendment (Amendment-III) seeking:

1. To expand its geographic area of coverage by adding an additional eighteen (18) contiguous counties within South Dakota.
2. To add eleven (11) additional target industry economic clusters.
3. To apply a RIMS-II final demand multiplier for indirect job creation applicable to the added target industry clusters by combining EB-5 and domestic investment capital.
4. To change the name of the Regional Center to "South Dakota Regional Center" (SDRC).
5. That USCIS review and recognize a Memorandum of Understanding between the South Dakota International Business Institute (SDIBI) and SDRC, Incorporated.

On December 4, 2007 USCIS issued a Request for Evidence (RFE) seeking clarification and additional data relating to the proposed additional target industry economic clusters and the operational structure for an amended South Dakota Regional Center.

DECISION:

Based on its review and analysis of the initial Amendment-III proposal, and the DEDR's supplemental response to the RFE, which modified its initial request from 11 down to 7 additional target industries, USCIS approves Amendment-III, updating the designation of the renamed South Dakota Regional Center (SDRC) as follows:

1. The geographic area of the SDRC encompasses all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County).
2. To add the following seven (7) new target industry economic clusters to the scope of SDRC business investment:
 - a. Utilities (Includes Electric Power Generation From Wind Mills);
 - b. Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment);
 - c. Food, Beverage and Tobacco Manufacturing (Includes Wineries);

- d. Petroleum and Coal Products Manufacturing (Includes Oil Refineries);
 - e. Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing);
 - f. Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences);
 - g. Amusement, Gambling, and Recreation.
3. Use of RIMS-II Final Demand Multipliers in determining indirect job creation relating to the seven (7) target industry economic clusters identified above in 2 a - f.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The updated and expanded USCIS-approved focus of the SDRC geographic area, business plan, economic analysis and job creation is to generate EB-5 immigrant investor capital for the following eleven (11) target industry activities:

1. Animal dairy farm operations--*per April 8, 2004 initial approval and designation;*
2. Animal heifer ranch operations--*per April 8, 2004 initial approval and designation;*
3. Animal feedlot operations--*added per December 12, 2006 Amendment-II approval;*
4. Meat processing and packing operations--*added per December 12, 2006 Amendment-II approval;*
5. Utilities (Includes Electric Power Generation From Wind Mills)--*added per June 24, 2008 Amendment-III;*
6. Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment)--*added per June 24, 2008 Amendment-III;*
7. Food, Beverage and Tobacco Manufacturing (Includes Wineries)--*added per June 24, 2008 Amendment-III;*
8. Petroleum and Coal Products Manufacturing (Includes Oil Refineries)-- *added per June 24, 2008 Amendment-III;*
9. Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing)--*added per June 24, 2008 Amendment-III;*
10. Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences)--*added per June 24, 2008 Amendment-III;*

11. Amusement, Gambling, and Recreation--*added per June 24, 2008 Amendment-III.*

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments made into new commercial enterprises within the eleven (11) target industry clusters listed above which are located within the SDRC area comprised of all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the SDRC shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the SDRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved SDRC Amendment-III and its indirect job creation model and multipliers contained within the final approved SDRC application and package, as amended.

In addition, wherever job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the SDRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).
- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the SDRC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business which have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the SDRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, to demonstrate that it is associated with the SDRC, in conjunction with addressing all the requirements for an individual alien investor petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of the amended approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and the approved amendments.
3. A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDRC amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 will generate full-time employment positions, either directly or indirectly, for not fewer than ten (10) U.S. workers.
4. A signed legally executed and certified copy of the limited partnership agreement between the new commercial enterprise and the alien investor.
5. A signed legally executed copy of the Memorandum of Understanding between the South Dakota International Business Institute and SDRC, Incorporated.

The designation by the USCIS of the SDRC as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien investors who invest within the SDRC will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented.

From the date of this letter until September 30, 2008, the individual investor petitions through the SDRC must be submitted to the Texas Service Center. Effective October 1, 2008, the individual investor petitions through the SDRC must be submitted to the California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE SOUTH DAKOTA REGIONAL CENTER (SDRC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year³, commencing with the current year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,

³ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. Be prepared to provide the total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. Be prepared to provide the combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. Be prepared to provide, if applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then be prepared to provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.
11. Regarding your website, if any, be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please be prepared to provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact

(POC) for the regional center;

- the management and administration of the regional center;
- the regional center structure;
- the regional center mailing address, web site address, email address, phone and fax number;
- the scope of the regional center operations and focus;
- the regional center business plan;
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the regional center;
- the economic focus of the regional center; or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the SDRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File
MRBEREZ: 6/21/08





U.S. Citizenship
and Immigration
Services

HQSCOPS 70/6.1.2-C

Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Ave
Pierre, South Dakota 57501-3369

FEB 26 2009

Dear Mr. Bollen:

Re: South Dakota Regional Center, Amendment-III-revised:

BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on April 8, 2004, the South Dakota International Business Institute Dairy Economic Development Region (SDIBI/DEDR) was approved and designated as a regional center by U.S. Citizenship and Immigration Services (USCIS) for the purpose of attracting immigrant investor capital into 12 counties in eastern South Dakota, for animal dairy farm and animal heifer ranch operations. On December 24, 2004 the SDIBI/DEDR Regional Center requested approval of an amendment (Amendment-I) to expand its geographic area of coverage by an additional 33 counties across eastern South Dakota and to revise its business plan to allow for pooled investments through limited partnerships into large dairy and heifer operations, and to eliminate its self-imposed minimum of 51 % alien investor ownership in a newly established commercial dairy or heifer operation. On June 13, 2005, USCIS approved the SDIBI/DEDR Regional Center Amendment-I.

On December 12, 2006, USCIS approved the South Dakota SDIBI/DEDR Regional Center's proposal for a second amendment (Amendment-II) to its business plan to enable the following commercial activity additions, and to augment its approved job creation multipliers as follows:

1. To amend the SDIBI/DEDR business plan to include meat processing and packing operations.¹
2. To amend the SDIBI/DEDR business plan to include dairy processing, beef cattle, and other animal feedlots.²

¹ These operations would utilize a weighted average RIMS-II indirect job creation multiplier of 3.49 for the areas within the geographic boundaries of the SDIBI DEDR Regional Center.

3. To amend the SDIBVDEDR business plan by eliminating the SDIBVDEDR Regional Center's self-imposed numeric thresholds of 300 dairy cows and/or 3000 heifers per foreign investor, and setting no numerical herd size minimum or maximum for dairy cows, heifers, and/or animal feedlot operations.

On November 8, 2007 the SDIBVDEDR Regional Center submitted a proposal for a third amendment (Amendment-III) seeking:

1. To expand its geographic area of coverage by adding an additional eighteen (18) contiguous counties within South Dakota.
2. To add eleven (11) additional target industry economic clusters.
3. To apply a RIMS-II final demand multiplier for indirect job creation applicable to the added target industry clusters by combining EB-5 and domestic investment capital.
4. To change the name of the Regional Center to "South Dakota Regional Center" (SDRC).
5. That USCIS review and recognize a Memorandum of Understanding between the South Dakota International Business Institute (SOIBI) and SDRC, Incorporated.

On December 4, 2007, USCIS issued a Request for Evidence (RFE) seeking clarification and additional data relating to the proposed additional target industry economic clusters and the operational structure for an amended South Dakota Regional Center.

DECISION:

Based on its review and analysis of the initial Amendment-III proposal, and the DEDR's supplemental response to the RFE, which modified its initial request from 11 down to 7 additional target industries, users approves Amendment-III, updating the designation of the renamed South Dakota Regional Center (SDRC) as follows:

1. The geographic area of the SDRC encompasses all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County).
2. To add the following seven (7) new target industry economic clusters to the scope of SDRC business investment:
 - a. Utilities (Includes Electric Power Generation From Wind Mills);
 - b. Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment);
 - c. Food, Beverage and Tobacco Manufacturing (Includes Wineries);

² Such operation would utilize a weighted average RIMS-II indirect job creation multiplier of 2.66 for the areas within the geographic boundaries of the SDIBI/DEDR Regional Center.

South Dakota Regional Center, Amendment-III Page 3

- d. Petroleum and Coal Products Manufacturing (Includes Oil Refineries);
- e. Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing);
- f. Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences);
- g. Amusement, Gambling, and Recreation.

3. Use of RIMS-II Final Demand Multipliers in determining indirect job creation relating to the seven (7) target industry economic clusters identified above in 2 a -f.

A summarization of the approved RIMS Code and Final Demand Employment Multipliers in connection with Amendment III per Million dollars invested follows:

Utilities	RIMS6	5.4309
Machinery Manufacturing	RIMS 12	11.7661
Food, Beverage, and Tobacco Manufacturing	RIMS 19	15.3910
Petroleum and Coal Products Manufacturing	RIMS 24	8.0073
Chemical Manufacturing	RIMS 25	9.4151
Professional, Scientific, and Technical Services	RIMS 47	12.8610
Amusement, Gambling, and Recreation	RIMS 56	29.7830

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The updated and expanded USCIS-approved focus of the SDRC geographic area, business plan, economic analysis and job creation is to generate EB-5 immigrant investor capital for the following eleven (11) target industry activities:

- 1 Animal dairy farm operations--per April 8, 2004 initial approval and designation;
- 2 Animal heifer ranch operations--per April 8, 2004 initial approval and designation;
- 3 Animal feedlot operations--added per December 2, 2006 Amendment-II approval;
- 4 Meat processing and packing operations--added per December 12, 2006 Amendment-II approval;
- 5 Utilities (Includes Electric Power Generation From Wind Mills)--added per June 24, 2008 Amendment-III);
- 6 Machinery Manufacturing (Includes General Manufacturing of Machinery and Equipment)-added per June 24, 2008 Amendment-III);
- 7 Food, Beverage and Tobacco Manufacturing (Includes Wineries)--added per June 24, 2008 Amendment-III);
- 8 Petroleum and Coal Products Manufacturing (Includes Oil Refineries)--added per June 24, 2008 Amendment-III);
- 9 Chemical Manufacturing (Includes Pharmaceutical, Medicine, Ethanol, Bio-diesel and Biomass Manufacturing)--added per June 24, 2008 Amendment-III);
- 10 Professional, Scientific, and Technical Services (Includes Computer Services, Research and Development in Biotechnology and Life Sciences)--added per June 24, 2008 Amendment III);

II. Amusement, Gambling, and Recreation--added per June 24, 2008 Amendment-III.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investments made into new commercial enterprises within the eleven (11) target industry clusters listed above which are located within the SDRC area comprised of all 63 contiguous counties within the State of South Dakota, excluding the cities of Rapid City (located within Pennington and Meade counties), Aberdeen (located within Brown County), and Watertown (located within Codington County), that have been determined to qualify as a "Rural Area" as set forth in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into a new commercial enterprise through the SDRC shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the SDRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved SDRC Amendment-III and its indirect job creation model and multipliers contained within the final approved SDRC application and package, as amended.

In addition, wherever job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the SDRC, then:

To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the SDRC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business which have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the SDRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence of the

number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, to demonstrate that it is associated with the SDRC, in conjunction with addressing all the requirements for an individual alien investor petition, shall also contain as supporting evidence relating to this regional center designation, the following:

- 1 A copy of this letter of the amended approval and designation.
- 2 A copy of the approved regional center narrative proposal and business plan, and the approved amendments.
- 3 A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SDRC amended regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 will generate full-time employment positions, either directly or indirectly, for not fewer than ten (10) U.S. workers.
- 4 A signed legally executed and certified copy of the limited partnership agreement between the new commercial enterprise and the alien investor.
- 5 A signed legally executed copy of the Memorandum of Understanding between the South Dakota International Business Institute and SDRC, Incorporated.

The designation by the users of the SDRC as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien investors who invest within the SDRC will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented.

From the date of this letter until September 30, 2008, the individual investor petitions through the SDRC must be submitted to the Texas Service Center. Effective October 1, 2008, the individual investor petitions through the SDRC must be submitted to the California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE SOUTH DAKOTA REGIONAL CENTER (SDRC):

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in

order to report to USCIS upon request the following year to date information for each Federal Fiscal Year³, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;

³ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

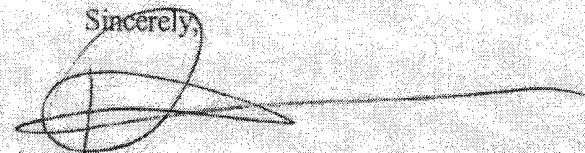
- ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
- 5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
- 6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
- 7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
- 10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and

iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the BRC approval and designation under the Immigrant Investor Pilot Program, please contact USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,


for Barbara Q. Velarde
Chief
Service Center Operations

cc: Official File

OFFICIAL
COPY



U.S. Department of Homeland Security
425 I Street, NW
ULLICO Bldg., 3rd Floor
Washington, DC 20536

U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

Mr. Joop Bollen
Director
South Dakota International Business Institute
711 East Wells Avenue
Pierre, South Dakota 57501—3369

APR - 8 2004

Dear Mr. Bollen:

Pursuant to Section 610 of the Appropriations Act of 1993, the South Dakota International Business Institute (SDIBI), Dairy Economic Development Region (DEDR) is designated as a regional center to participate in the Immigrant Investor Pilot Program. The new commercial enterprise investment focus of the SDIBI/DEDR Regional Center will be on two areas of commercial enterprise:

1. Animal dairy farm operations.
2. Animal heifer ranch operations.

As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the SDIBI/DEDR regional center area comprised of 12 counties in eastern South Dakota. These are the counties of Brookings, Clark, Codington, Deuel, Grant, Hamlin, Kingsbury, Lake, McCook, Miner, Moody, and Roberts.

Alien entrepreneurs who file petitions for commercial enterprises located in the SDIBI/DEDR regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment. Each individual petition, to demonstrate that it is associated with the SDIBI/DEDR regional center, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this designation letter.
2. A copy of the approved regional center narrative proposal.
3. A copy of the approved job creation methodology required in 8 CFR 204.6(i)(4)(iii), as contained in the SDIBI/DEDR regional center proposal which has been approved by USCIS, which reflects how investment in a new commercial enterprise within the

Mr. Joop Bollen
Page 2

geographic area of the designated regional center will create full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers.

The designation by the USCIS of the SDIBI/DEDR as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

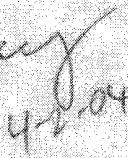
If you have any questions concerning the SDIBI/DEDR designation under the Immigrant Investor Pilot Program, please contact Morrie Berez, Senior Adjudications Officer, Office of Programs and Regulation Development, at (202) 616-7862.

Sincerely,



William R. Yates
Associate Director
Operations

cc: Official File
MRBEREZ:talfonsi/4/2/04





**U.S. Citizenship
and Immigration
Services**

SCOPS 70/6.2.8

APR - 4 2008

David B. Brearley, Esq.
SELARC Development, LLC
C/O Lincoln Stone
Stone & Grezegorek, LLP
800 Wilshire Boulevard, Suite 900
Los Angeles, CA 90017

Re: Southeast Los Angeles Regional Center

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, the Southeast Los Angeles Regional Center Development, LLC, (SELARC) submitted a proposal to U.S. Citizenship and Immigration Services (USCIS) requesting approval and designation of SELARC to participate in the Immigrant Investor Pilot Program, whose geographic area is located within the legal boundaries of the City of Vernon, California, in an area to the southeast of the City of Los Angeles. The primary purpose of SELARC would be to direct immigrant investor capital investments within four distinct industry clusters within the city of Vernon. The investment capital is to flow from the individual alien investors to be pooled within limited liability partnerships (LPs) as an ongoing enterprise which in turn will direct the flow capital into job creating commercial enterprises in the form of asset-based loans, which will generally be extended for five-year terms. The limited partnerships, as an ongoing enterprise, shall redeploy partnership capital if, for instance, borrowed funds are repaid to the partnership earlier than expected, or in the case of the turn over of shorter-term loans.

Based on its review and analysis of the proposal and supporting evidence and documentation seeking USCIS designation for SELARC along with additional information provided in response to a subsequent RFE, USCIS hereby approves the request and designates SELARC as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

Through this designation by USCIS, SELARC will focus on the following four (4) industry clusters within the City of Vernon:

1. Food Products

2. Apparel Manufacturing
3. Transportation and Warehousing
4. Household Furniture and Furnishings.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment into financing projects and developing commercial enterprises in the above cited four (4) targeted industry clusters located within the geographic area of the Southeast Los Angeles Regional Center (SELARC) comprised of the contiguous geographic area encompassing the City of Vernon, CA. The city of Vernon area does not qualify as a targeted employment area (TEA) as it is not rural and is not an area of high unemployment. Thus, the minimum qualifying EB-5 capital investment threshold for an individual immigrant investor through SELARC will be not less than one-million dollars.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file I-526 petitions for commercial enterprises located in and affiliated with the geographic area encompassed by SELARC must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination regarding new indirect jobs has been established by way of USCIS' acceptance of the final economic analysis, which is contained as part of the approved SELARC proposal and its indirect job creation model and multipliers contained within the final approved SELARC application package.¹ However, such petitions must demonstrate the investment of alien investor capital as outlined therein to achieve the requisite of 10 indirect jobs created per each alien investor's \$1,000,000 capital investment. In addition, the SELARC Regional Center-affiliated limited partnerships may arrange for the augmentation of the alien investor capital with non-EB-5 domestic capital in order to satisfy the target requirement of 10 full time permanent jobs created and/or preserved per each EB-5 immigrant investor.

Further, wherever indirect job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with SELARC, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" through SELARC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of "permanent" full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the immigrant investor's period of conditional residency. Such evidence should

¹ Indirect job creation credit is based upon the IMPLAN methodology for forecasting the extent of the relationship between (a) investment in business assets and increased sales; and (b) between increased sales and increased jobs.

include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new permanent full time direct jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.
- For purposes of an immigrant investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through SELARC into an enterprise for which the initial I-526 petition approval involved the creation of new full time permanent direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full combined total of direct and indirect new jobs being claimed at that point, an immigrant investor's subsequent I-829 petition will need to be supported by probative evidence of the number of new permanent direct full time (35 hours per week) qualified employees whose positions have been created as a result of the investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with SELARC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

- (1) A copy of this letter of the approval and designation.
- (2) A copy of the approved regional center narrative proposal and business plan.
- (3) A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the SELARC economic analysis, which has been approved by USCIS, which reflects that investment by an individual immigrant investor of at least one-million dollars in an approved targeted industry cluster within the geographic area of SELARC will generate full-time employment positions, either directly or indirectly, for not fewer than ten U.S. workers per each immigrant investor.
- (4) A legally executed copy of:

- a. the Private Placement Memorandum (PPM);
- b. the Subscription Agreement
- c. the Limited Partnership Agreement;
- d. the irrevocable Escrow Agreement; and
- e. the Escrow instructions.

The designation by the USCIS of SELARC as a Regional Center does not reflect any determination on the merits of individual petitions filed by immigrant investors under the Immigrant Investor Pilot Program. All petitions for immigrant investors who invest through SELARC will be adjudicated by the USCIS on a case-by-case basis, and each petition must be fully documented. The individual petitions must be submitted to the USCIS California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE SELARC REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year², commencing with the current year as follows:

1. The principal official and point of contact of SELARC responsible for the normal operation, management and administration of the regional center.
2. How SELARC is administering its regional center and is actively engaged in supporting a due diligence screening of its immigrant investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. How SELARC is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by immigrant investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into job creating commercial enterprises throughout SELARC's geographic area of focus as a Regional Center.
4. The name, date of birth, and alien registration number (if no A-number then USCIS receipt

² A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- number) of each alien investor who makes an investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
 6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
 7. The categories and/or sub-sectors of business activity within the geographic scope of your regional center that have received the immigrant investors' capital, and in what amount.
 8. The names and locations of each job creating commercial enterprise located within the geographic scope of your regional center that has received alien investor capital.
 9. The amounts of alien investor capital and the amounts of other domestic capital that have been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.³
 10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
 11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
 12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
 13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
 14. If applicable, the total aggregate number of "preserved" jobs by EB-5 immigrant investors for troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
 15. If for any given Federal Fiscal Year your regional center does not have investors to report (either immigrant or domestic investors), then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program and recruit legitimate and viable immigrant investors.
 16. Notification to USCIS within 30 days following any change of address or material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.
 17. The total aggregate of EB-5 alien capital invested through your regional center and aggregate total of all jobs created (whether direct or indirect) for each Federal Fiscal Year.

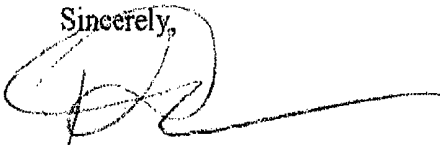
If you have any questions concerning this approval and designation of SELARC as a Regional Center under the Immigrant Investor Pilot Program, please contact the following office:

³ A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

Southeast Los Angeles Regional Center, LLC (SELARC)
Page 6

the USCIS Foreign Trader, Investor and Regional Center Program via Email at
USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

for 
Barbara Q. Velarde
Chief
Service Center Operations





**U.S. Citizenship
and Immigration
Services**

September 22, 2010

Southeast Regional Center, LLC
Attn: Moses Choi, Manager
201 17th St, NW, Suite 1700
Atlanta, GA 30363

Application: Request for Designation as a Regional Center
Applicant: Moses Choi

Re: Southeast Regional Center, LLC
W09001300

Pursuant to Section 610 of the Appropriations Act of 1993, on January 12, 2010, Southern Automotive Regional Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS). The Regional Center name was changed in July, 2010, and is now the Southeast Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Southeast Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Southeast Regional Center, LLC (SRC) shall have a geographic scope which includes the counties of Chambers and Lee in Alabama and the Georgia county of Troup.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center for EB-5 Immigrant purposes shall focus investments in Manufacturing (NAICS 336). If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by

the States of Alabama and Georgia, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the IMPLAN model was used.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample submitted 7/27/10)
 - b. Subscription Agreement; and (Sample submitted 7/27/10)
 - c. Limited Partnership Agreement. (Not submitted with proposal)
 - d. Operating Agreement (Sample submitted 7/27/10)
 - e. Escrow Agreement (Sample submitted 7/27/10)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including

increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director, California Service Center

cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JAN 31 2012**

Southern Star Regional Investment Center, LLC
c/o: Ron Kramer, Director
25511 Budde Road, Suite 1802:
The Woodlands, TX 77380

Application: Request for Designation as a Regional Center
Applicant(s): Ron Kramer

Re: Southern Star Regional Investment Center, LLC
RCW1033650013/ID 1033650013/Formerly W09003050

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 16, 2010, Southern Star Regional Investment Center, LLC submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Southern Star Regional Investment Center.

USCIS hereby designates Southern Star Regional Investment Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

Southern Star Regional Investment Center, LLC shall have a geographic scope which includes the following thirty two (32) contiguous counties in the State of Oklahoma: Alfalfa, Major, Blaine, Caddo, Grady, McLain, Cleveland, Pottawatomie, Seminole, Hughes, McIntosh, Muskogee, Wagoner, Rogers, Nowata, Washington, Osage, Kay, Grant, Garfield, Kingfisher, Canadian, Oklahoma, Lincoln, Okfuskee, Okmulgee, Tulsa, Pawnee, Noble, Logan, Payne, and Creek.

FOCUS OF INVESTMENT ACTIVITY:

This Regional Center request is based on a "hypothetical" business plan. As depicted in the hypothetical economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: capitalizing enterprises to acquire, drill, and develop oil and gas leases within the geographic area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic categories:

1. NAICS 211111 Crude Petroleum and Natural Gas Extraction
2. NAICS 213111 Drilling Oil and Gas Well

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area (TEA), the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in section 203(b)(5) of the Immigration and National Act, Title 8 Code of Federal Regulations (8 CFR) 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center is approved based on a "hypothetical" business plan which utilizes IMPLAN input/output model to establish indirect job creation. A review of the IMPLAN model shows that this economic analysis is reasonable based on the hypothetical business plan.

At the time of filing the immigrant investor's individual I-526 petition, the actual indirect job creation methodology must be submitted with each I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, since the Regional Center is approved based on a "hypothetical" business plan, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

If the business plan submitted with the individual I-526 petitions is sufficiently detailed and the inputs derived from the business plan are determined to be reasonable, USCIS will give deference to the IMPLAN model that derived the job creation estimates. It should be noted that if the economic model is changed at the time of filing I-526 petitions, USCIS will review the new economic model to determine if it qualifies, as this would be a change to what is being approved within this regional center application.

Furthermore, an alien investor's I-829 petition to remove the conditions should be based on the I-526 petition approval which provided a detailed business plan which was supported by an economic analysis based on reasonable methodologies.

If changes are made to the economic model at the time that USCIS reviews the alien investor's I-829 petition, USCIS will review the I-829 petition to determine if it was supported by evidence showing that the analysis used was based on reasonable methodologies. Such evidence may include multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Subscription Agreement (Sample submitted November 16, 2010)
 - b. Escrow Agreement (Sample submitted November 16, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: USCIS requires the filing of a Form I-924A Supplement by each regional center that remains designated for participation in the pilot program as of September 30th of a calendar year. The Form I-924A Supplement with the required supporting documentation must be filed on or before December 29th of the same calendar year.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Darin H. Mangum, Esq.



**U.S. Citizenship
and Immigration
Services**

June 2, 2011

South Florida Investment Regional Center, LLC
Attn: David J. Hart, P. A.
21 SE First Ave., 10th Floor
Miami, FL 33131

Application: Request for Amendment to a Regional Center
Applicant: David J. Hart, P.A.

Re: South Florida Investment Regional Center, LLC
RCW1031910262 (Formerly W09002790)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 20, 2010, David J. Hart submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the South Florida Investment Regional Center, LLC. The purpose of the amendment is the inclusion of Business HQ, dba SteelHQ Homes, as a capital investment project. Steel HQ Homes manufactures steel frame buildings and will borrow money from a pooled EB-5 investor fund formed as a limited partnership. Steel HQ homes will use the funds to expand their business and hire new workers.

USCIS hereby amends the designation of the South Florida Investment Regional Center, LLC (SFIRC) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The South Florida Investment Regional Center, LLC shall have a geographic scope which includes the counties of Miami-Dade, Broward and Monroe in the State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party businesses and

organizations, real estate construction, renovation and management, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic categories:

- | | |
|--------------|--|
| 1. NAICS 722 | Construction of a hotel complex (with spa, restaurants and retail space) |
| 2. NAICS 236 | Manufacturing of steel frame buildings |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of:
 - a. Operating Agreement (None submitted)
 - b. Offering Memorandum, if any (Sample dated January 7, 2011)
 - c. Subscription Agreement (Sample submitted January 18, 2011)
 - d. Limited Partnership Agreement (Sample submitted January 18, 2011)
 - e. Escrow Agreement (None submitted)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

South Florida Investment Regional Center, LLC – RCW1031910262 (Formerly W09002790)

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Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Jordana Hart, Esq.



**U.S. Citizenship
and Immigration
Services**

December 14, 2010

Mr. David J. Hart, P.A.
South Florida Investment Regional Center
21 SE 1st Avenue, 10th Floor
Miami, FL 33131

File no. W09002760

Application: Request to Amend Designation as a Regional Center
Applicant: David J. Hart

Re: South Florida Investment Regional Center Amendment

Pursuant to Section 610 of the Appropriations Act of 1993, on June 23, 2009, the South Florida Investment Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On October 21, 2010, the Mr. David J. Hart submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the South Florida Investment Regional Center as follows:

1. To expand the geographic area of the regional center to include the Broward County in the State of Florida.
2. To add real estate purchase, renovation and management as an industry focus.

Based on its review and analysis of your proposal USCIS approves the request.

GEOGRAPHIC AREA:

South Florida Investment Regional Center shall have a geographic scope which includes the counties of Miami-Dade, Monroe and Broward in the State of Florida.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will focus investments into new commercial enterprises in the following 2 target economic clusters:

1. Construction of a hotel complex (with spa, restaurants and retail space);
2. Mixed-use real estate renovation, development, management and sales.

The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. Indirect employment creation for this amendment and the TSG Distressed Assets project, a real estate purchase, renovation and management project, has been established by the use of the IMPLAN model.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

All fees, such as management or filing fees garnered by the regional center must be from funds that are in addition to the minimum investment amount. All of the EB-5 minimum investment amount must be used for job creating activities. Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Private Placement Memorandum;
 - b. Operating Agreement;
 - c. Subscription Agreement;
 - d. Limited Partnership Agreement; and
 - e. Escrow Agreement and Instructions.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

EB-5/I-526 petition with USCIS.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Jordana Hart, Esq.

Proposed Enterprise: South Florida Investment Regional Center
RE: Designation of South Florida Investment Regional Center as a Regional Center under the Immigrant Investor Pilot Program.

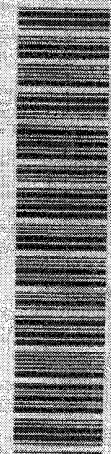
BACKGROUND:

Pursuant to Section 610 of the Appropriations Act of 1993, on August 7, 2008, South Florida Investment Regional Center (SFIRC), submitted a proposal for the designation of South Florida Investment Regional Center which focuses exclusively Miami-Dade and Monroe Counties in Florida. The project which is the focus of the investment shall be the development of a hotel complex. The industry focus shall be primarily as follows:

- I. Construction of a hotel complex (with spa, restaurants and retail space).

On November 17, 2008, USCIS issued a Request For Evidence (RFE) and on February 9, 2009, South Florida Investment Regional Center partially responded to that request. The proposal and response to the RFE contain the following evidence in support of the requested designation as a Regional Center:

- A Job Creation Analysis and Econometric Model prepared by a professional economic analysis firm;
- A business plan reflecting the timing, scale and planned use of the alien investor capital;
- A Confidential Private Placement Memorandum;
- Articles of Incorporation;
- An Operating Agreement; and
- A Subscription Agreement.



W08 001 150

W08 001 150

DECISION:

Based on its review and analysis of the proposal and all evidence submitted, USCIS hereby designates SFIRC as a Regional Center under the Immigrant Investor Pilot Program.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

The USCIS-approved focus of the SFIRC business plan and job creation analysis and multipliers is to generate immigrant investor capital into the following commercial enterprise activities within Miami-Dade and Monroe Counties.

Construction of a hotel complex (with spa, restaurants and retail space).

If SFIRC should wish to expand in the future or should alter its economic analysis or job creation model then an amendment would be required.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the SFIRC area comprised of Miami-Dade and Monroe Counties in Florida. The geographic focus of this area is not a rural area as defined in 8 CFR 204.6(e) but could include areas of high unemployment. Therefore, the minimum capital investment threshold for any individual immigrant investment into the commercial enterprise through SFIRC Regional Center shall be not less than \$500,000 if it is inside a Targeted Employment Area (TEA), if outside a TEA then the minimum is \$1,000,000.

EMPLOYMENT CREATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the SFIRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved SFIRC proposal and its indirect job creation model and multipliers contained within the final approved SFIRC application package.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs" in support of an immigrant investor's individual I-526 petition affiliated with the SFIRC, then:

- To be credited with projected creation of new "direct" jobs for "qualifying employees" upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a

reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

For purposes of an alien investor's filing of a subsequent I-829 petition to remove the conditions wherein the investment through the SFIRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien's subsequent I-829 petition will need to be supported by probative evidence. The evidence must show the number of new direct full time jobs (35 hours per week) for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Each individual petition, in order to demonstrate that it is associated with the SFIRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter referencing the SFIRC approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into the commercial enterprise will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. The USCIS approved business plan and job creation model;
 - b. the Confidential Private Placement Memorandum; and
 - c. the Subscription Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE SOUTH FLORIDA INVESTMENT REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your

administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Be prepared to explain how you are administering the regional center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the regional center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the regional center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

South Florida Investment Regional Center (SFIRC)
Page 5

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.

your approval and designation.

10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity,
- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the EB-5 Investor Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, website address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

12

10 14

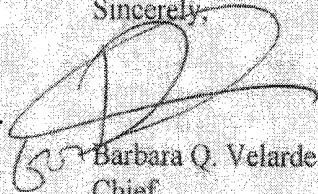
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South Florida Investment Regional Center (SFIRC)

Page 7

If you have any questions concerning the SFIRC approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS Foreign Trader, Investor and Regional Center Program by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Barbara Q. Velarde', is written over the typed name.

Barbara Q. Velarde

Chief

Service Center Operations

cc: Official File



U.S. Citizenship
and Immigration
Services

HOOPRD 70/6.2.8

JUN 21 2007

Justin M. Lee, President and CEO
Southwest Biofuels Regional Center, LLC
3250 Wilshire Blvd, Suite #1700
Los Angeles, CA 90010

Re: USCIS Approval of the Proposal of Southwest Biofuels Regional Center, LLC (SBRC) seeking designation as a Regional Center under the Immigrant Investor Pilot Program.

DECISION:

Pursuant to Section 610 of the Appropriations Act of 1993, the application of Southwest Biofuels Regional Center, LLC (SBRC) for designation by U.S. Citizenship and Immigration Services (USCIS) as a Regional Center to participate in the Immigrant Investor Pilot Program is approved. This approval and designation is for the SBRC regional center (SBRC) whose contiguous geographic area encompasses the 40 counties located in the northwest region of the State of Texas, to include Dallam, Sherman, Hansford, Lipscomb, Ociltree, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Swisher, Briscoe, Hall, Childress, Hardeman, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Foard, Cochran, Hockley, Lubbock, Crosby, Dickens, and King counties, and 9 counties located in the western region of the State of Oklahoma, to include Cimarron, Texas, Beaver, Ellis, Roger Mills, Beckham, Greer, Harmon, and Jackson counties.

FOCUS OF INVESTMENT ACTIVITY AND CAPITAL INVESTMENT THRESHOLD:

Based on its review and analysis of the material provided in support of the request for the SBRC designation and the supplementary material provided in response to a Request for Additional Evidence issued by USCIS on March 23, 2007, USCIS approves and designates the SBRC, LLC as a regional center to operate as part of the Immigrant Investor Pilot Program. This designation encompasses the business plan, job creation model and multipliers for the SBRC reflecting that the projects in the SBRC business plan promote economic growth related to a job creating enterprise by the infusion of capital invested through the SBRC-RC from immigrant investors. In accepting the regional center designation proposal, USCIS has updated its records to reflect the SBRC's approval and designation, business plan, and job creation model and multipliers which provide for immigrant investor capital into the development and operation of fuel grade ethanol production facilities.

It is further noted that the economic analysis of the projected job-creating impacts of such capital investment projects provided in support of the approved proposal do not reflect construction activity and the resultant creation of temporary construction jobs that would disappear upon completion of building fuel grade ethanol production facilities within the geographic bounds of the regional center. The job-creating impacts in the economic analysis were estimated by applying the RIMS II final demand multipliers for output, earnings and employment to the expenditure categories associated with ongoing (post-construction) fuel grade ethanol production facility operations.

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the geographic area of the SBRC as noted above. The proposal contains evidence that the two regions within the State of Texas and the State of Oklahoma that will comprise the SBRC, when combined, constitute a contiguous region and have been respectively designated as being a rural targeted employment area (TEA) by the State of Texas and the State of Oklahoma. Therefore, the minimum capital contribution threshold for any individual immigrant investment through the SBRC into a new commercial enterprise located within the SBRC geographic area shall be not less than \$500,000.

EMPLOYMENT CREATION AND/OR PRESERVATION:

Alien entrepreneurs who file petitions for commercial enterprises located in the SBRC area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the alien entrepreneur's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis which is contained as part of the approved SBRC-RC proposal and its indirect job creation model and multipliers contained within the final approved SBRC application package.

However, where job creation is claimed based on a multiplier rooted in underlying new "direct jobs" (or preservation of existing direct jobs in a troubled business) in support of an immigrant investor's individual I-526 petition affiliated with the SBRC, then:

- To be credited for preserving/maintaining pre-existing direct jobs for "qualified employees" within the SBRC for a "troubled business" as defined at 8 CFR 204.6(e), the individual I-526 petition must be supported by probative evidence of the number of full time (35 hours per week) qualified employees whose positions shall be preserved/maintained throughout the alien's period of conditional residency. Such evidence should include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of "direct" qualifying pre-existing full time jobs in the specified troubled business have been preserved/maintained, and any other pertinent employment records sufficient to demonstrate the number of employees before the investment.

- To be credited with projected creation of new “direct” jobs for “qualifying employees” upon filing the I-526 petition, then the petition must be supported by a comprehensive detailed business plan and supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of the new direct jobs.
- For purposes of an alien investor’s filing of a subsequent I-829 petition to remove the conditions wherein the investment through the SBRC in an enterprise for which the initial I-526 petition approval involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs, then to support the full number of direct and indirect new jobs being claimed at that point, an alien’s subsequent I-829 petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) qualified employees whose positions have been created as a result of the alien’s investment. Such evidence would include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

INDIVIDUAL EB-5 INVESTOR AFFILIATION WITH THE REGIONAL CENTER:

Each individual petition, in order to demonstrate that it is associated with the SBRC, in conjunction with addressing all the requirements for an individual alien entrepreneur petition, shall also contain as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of approval and designation.
2. A copy of the approved regional center narrative proposal and business plan, and any applicable approved amendments.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the regional center economic analysis which has been approved by USCIS, which reflects that investment by an individual alien investor of at least \$500,000 into a fuel grade ethanol production facility enterprise within the geographic area of the SBRC will create full-time employment positions, either directly or indirectly, for not fewer than ten qualified employees.
4. A legally executed copy of:
 - a. Biofuel Venture (BV), LLC Confidential Information Memorandum that was provided to the alien investor
 - b. BV, LLC Operating Agreement
 - c. BV, LLC Subscription Agreement
 - d. SBRC Advisory Agreement

- e. SBRC Marketing and Consulting Agreement
- f. Alien Capital Investment Escrow Agreement and the Escrow instructions.

It is noted that the actual Biofuel Venture, LLC in which the individual alien investor will make his or her capital investment may be identified as BV, LLC V or BV, LLC VI, etc.

The approval and designation by USCIS of the SBRC does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Immigrant Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the USCIS Texas Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE ACFI REGIONAL CENTER:

The regulations at 8 CFR 204.6(m)(6) require that an approved regional center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales, improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your regional center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated regional center, your administration, oversight, and management of your regional center shall be such as to monitor all investment activities under the sponsorship of your regional center, and to maintain records, data and information in order to report to USCIS on a quarterly basis each Federal Fiscal Year¹, commencing with the current year as follows:

1. The principal official and point of contact of the SBRC responsible for the normal operation, management and administration of the regional center.
2. How the SBRC is administering its regional center and is actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital. the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the geographic area of the SBRC.
3. How the SBRC is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the geographic area of the SBRC.
4. The name, date of birth, and alien registration number of each alien investor who makes an

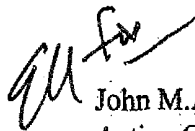
¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- investment and files an EB-5/I-526 Petition with USCIS, specifying whether the petition was approved, denied, or withdrawn by the petitioner.
5. The country of nationality of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
 6. The city and state of residence of each alien investor who makes an investment and files an EB-5/I-526 petition with USCIS.
 7. The categories of business activity within the geographic boundaries of your regional center that have received the alien investor's capital, and in what amount.
 8. The names and locations of the each job creating commercial enterprise located within the geographic boundaries of your regional center that has received alien investor capital.
 9. The amounts of alien investor capital and the amounts of other domestic capital that has been invested together in each job creating commercial enterprise specified in item 8 above, distinguishing the separate totals for each.²
 10. The total aggregate number of approved EB-5 alien investor I-526 petitions per Federal Fiscal Year to date made through your regional center.
 11. The total aggregate number of approved EB-5 alien investor I-829 petitions per Federal Fiscal Year to date through your regional center.
 12. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
 13. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
 14. If applicable, the total aggregate of "preserved" jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
 15. If for any given Federal Fiscal Year your regional center does not have investors to report, then provide an explanation for the inactivity along with a specific plan which details timelines and steps to actively promote your regional center program, and recruit legitimate and viable alien investors.
 16. Notification to USCIS within 30 days of the occurrence any material change in the structure, operation, administration, focus, or activities relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.
 17. The total aggregate of EB-5 alien capital invested through your regional center for each Federal Fiscal Year.

If you have any questions concerning the SBRC Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact Morrie Berez, Chief Adjudications Officer, USCIS Foreign Trader, Investor and Regional Center Program at (202)272-8413.

² A separate break out by aggregate amount of alien investor capital vs. aggregate amount of domestic capital invested where applicable.

Sincerely,



John M. Allen
Acting Chief
Service Center Operations





U.S. Citizenship
and Immigration
Services

SCOPS 70/6.2.8

Justin M. Lee
Southwest Biofuels Regional Center, LLC (SWBRC)
915 Wilshire Blvd., Suite # 2050
Los Angeles, CA 90017

AUG -7 2008

Your entity is designated as a Regional Center within the Immigrant Investor Pilot Program by the U.S. Citizenship and Immigration Services (USCIS). Pursuant to the regulations at 8 CFR 204.6(m)(6) this letter seeks to ascertain if your regional center is in compliance with the above cited regulation in order to help USCIS determine if and how your regional center is presently serving the purpose of promoting economic growth, improving regional productivity, job creation, and increased domestic capital investment.

It is necessary to determine whether your regional center is in compliance with both regulations and the law in order for you to continue to operate as a USCIS approved and designated regional center. Therefore USCIS is requesting that for each Federal Fiscal Year¹ to the present date of this letter, since your approval and designation as a regional center, that you provide the following information by not later than 45 calendar days from the date of this letter:

1. Provide the principal authorized official and point of contact of the regional center responsible for the normal operation, management and administration of the regional center.
2. Explain how you are administering the regional center and how you are actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months beginning October 1st and ending on September 30th.

- a. How the regional center is actively engaged in the evaluation, oversight and follows up on any proposed commercial activities that will be utilized by alien investors.
- b. How the regional center is actively engaged in the ongoing monitoring, evaluation, oversight and follows up on any investor commercial activity affiliated through the regional center that has been utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the regional center.

4. Provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made/will make an investment and has filed or will file an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. is pending,
 - iii. was approved,
 - iv. denied, or
 - v. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or regional center from when the investment was initiated to the present.

5. Identify/list each of the target industry categories of business activity within the geographic boundaries of your regional center have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your regional center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your regional center.
7. The total aggregate sum of EB-5 alien capital invested through your regional center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your regional center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your regional center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your regional center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your regional center program,

- ii. identify and recruit legitimate and viable alien investors, and
- iii. a strategy to invest into job creating enterprises and/or investment activities within the regional center.

11. Regarding your website, please provide a hard copy which represents fully what your regional center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your regional center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

If your submission is more than several pages, please use acco-fasteners to attach the documents at the top of each page, and separately tab the written materials/responses which you submit for each of the eleven (11) questions listed above.

Additionally, this letter of request affords you the opportunity to declare your intent to update and amend your original proposal and designation to reflect changes in the Pilot Program pursuant to amendments in the statute in 2000, 2002, and 2003. As such, in responding to this letter, you may also apprise USCIS in writing under a separate tab of any plans and intent to amend your regional center proposal and designation.

Finally, please be aware that it is incumbent on each USCIS approved and designated regional center, in order to remain in good standing, to notify the USCIS Foreign Trader, Investor & Regional Center Program within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc., with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your regional center's basis for its most recent designation and/or reaffirmation by USCIS.

NOTE: Failure to respond to this request within 45 days of the date of this letter or to provide the requested information may result in USCIS initiating intent to terminate

action against your regional center designation with appropriate notification to the Department of State and all other appropriate Federal Government agencies.

Should you have any questions regarding this request please contact the USCIS Foreign Trader, Investor and Regional Center Program (FTIRCP) directly by email or courier service at the following address:

HQ Foreign Trader, Investor & Regional Center Program
USCIS Service Center Operations, Business & Trade Services
20 Massachusetts Avenue, NW, (**Attn: Maxine Thomas, Room 2123**)
Washington, DC 20529
Email: USCIS.ImmigrantInvestorProgram@dhs.gov

Sincerely,



Barbara Q. Velarde
Chief
Office of Service Center Operations

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



U.S. Citizenship
and Immigration
Services

Date: OCT 12 2010

Jim Hayes
Texas Redevelopment Authority, LLC
8137 Gladys, Suite 102
Beaumont, Texas 77706

Application: Request for Designation as a Regional Center
Applicant(s): Jim Hayes

Re: Star of Texas Regional Center
W09001560

Pursuant to Section 610 of the Appropriations Act of 1993, on March 11, 2010, Jim Hayes submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Star of Texas Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Star of Texas Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: finance and develop (1) 5 hotels and resorts, (2) modular building construction plants for residential and commercial modules, (3) a boat building enterprise (Grandcraft Boating Company), (4) an air motor manufacturing business (PSI Automation and 8 similar unnamed boating projects), (5) a wastewater treatment facility, (6) the wetlands mitigation bank project, (7) a private airport and (8) a marine industrial park.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following three (3) target industry economic clusters:

1. Infrastructure
2. Manufacturing and Technology
3. Real Estate and Resort Developments

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Star of Texas Regional Center shall have a geographic scope of the Texas counties of Chambers, Galveston, Harris, Jefferson, Liberty and Orange.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Texas and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other

pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Texas Coastal Redevelopment Project (which seeks to rebuild, redevelop and replace businesses, residences and services destroyed by Hurricane Ike) is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum
 - b. Limited Partnership Agreement
 - c. Subscription Agreement
 - d. Escrow Agreement

Samples/Drafts dated March 11 2010
Samples/Drafts dated March 11 2010
Samples/Drafts dated March 11 2010
Samples/Drafts dated March 11 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **MAR 25 2011**

Curtis James
Sunbelt EB-5 Regional Center, LLC
4035 St. Charles Drive
Birmingham, AL 35242

Application: Request for Designation as a Regional Center
Applicant(s): Curtis James

Re: Sunbelt EB-5 Regional Center
RCW1031910052/W09002290

Pursuant to Section 610 of the Appropriations Act of 1993, on August 9, 2010, Curtis James submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Sunbelt EB-5 Regional Center.

USCIS hereby designates Sunbelt EB-5 Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to provide construction financing (loan funding) for commercial real estate projects in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 622 Health Care/Hospitals

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Sunbelt EB-5 Regional Center shall have a geographic scope to include the entire State of Alabama.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Alabama and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Sunbelt EB-5 Regional Center Thomasville Project (consisting of the development of a hospital and a medical clinic) in which EB-5 investor funds will be used for the construction financing, is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Confidential Private Placement Memorandum Samples/Drafts dated August 9, 2010
 - b. Subscription Agreement Samples/Drafts dated August 9, 2010
 - c. Escrow Agreement Samples/Drafts dated August 9, 2010
 - d. Loan and Security Agreement Samples/Drafts dated August 9, 2010
 - e. Limited Partnership Agreement Samples/Drafts dated August 9, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

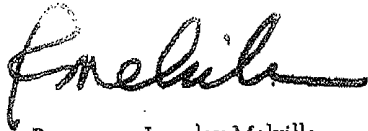
Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

Sunbelt EB-5 Regional Center/RCW1031910052/W09002290

Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a stylized flourish at the end.

Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **OCT 29 2010**

Simon Jung
Synergy California Green Hospitality Regional Center, LLC
869 Brookside Lane
Millbrae, California 94030

Application: Request for Designation as a Regional Center
Applicant(s): Simon Jung

Re: Synergy California Green Hospitality Regional Center
W09001270

Pursuant to Section 610 of the Appropriations Act of 1993, on January 7, 2010, Simon Jung submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Synergy California Green Hospitality Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Synergy California Green Hospitality Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: finance and develop/renovate real estate projects.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following two (2) target industry economic clusters:

1. Restaurants
2. Hotels

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Synergy California Green Hospitality Regional Center shall have a geographic scope of the California counties of San Luis Obispo, Monterey, Santa Cruz, San Mateo, San Francisco, Santa Clara, Merced, Alameda, Contra Costa and Sacramento.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model for this regional center is the IMPLAN model. Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Sacramento Project (which seeks to develop a green hotel and restaurant in Sacramento, California) is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:

a. Private Offering Memorandum	Samples/Drafts dated January 7, 2010
b. Limited Partnership Agreement	Samples/Drafts dated January 7, 2010
c. Subscription Agreement	Samples/Drafts dated January 7, 2010
d. Escrow Agreement	Samples/Drafts dated January 7, 2010
e. Operating Agreement	Samples/Drafts dated January 7, 2010
f. Memorandum of Understanding	Samples/Drafts dated January 7, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;

- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

August 11, 2010

Tennessee Regional Center
c/o Peter Medlyn
109 S. Broadway
Ft. Knoxville, TN 37902

Application: Request for Designation as a Regional Center
Applicant(s): Peter Medlyn

Re: Tennessee Regional Center
File no. W09001230

Pursuant to Section 610 of the Appropriations Act of 1993, on December 21, 2009, Peter Medlyn submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Tennessee Regional Center.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates the Tennessee Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Midwest Center for Foreign Investment LLC shall have a geographic scope which includes the contiguous 28 Counties of Anderson, Blount, Bradley, Campbell, Carter, Claiborne, Cocke, Grainger, Greene, Hamblen, Hamilton, Hancock, Hawkins, Jefferson, Johnson, Knox, Loudon, McMinn, Meigs, Monroe, Polk, Rhea, Roane, Sevier, Sullivan, Unicot, Union, and Washington in the State of Tennessee and the Counties of Clay, Buncombe, Cherokee, Graham, Haywood, Henderson, Jackson, Macon, Madison, Swain and Transylvania in the State of North Carolina.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Construction, management, retail sales, administrative and support, maintenance and repair, hotel and hospitality, food services and amusement. The Regional Center for

EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. Accommodations (NAICS 721)
2. Food Services (NAICS 722)
3. Amusement (NAICS 713)
4. Retail (NAICS 45)
5. Construction and Related (NAICS 23622)

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the REDYN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Operating Agreement; (Sample submitted 12/21/09)
 - b. Private Placement Memorandum; (Sample submitted 12/21/09)
 - b. Subscription Agreement; (Sample submitted 12/21/09)
 - c. Limited Partnership Agreement; (Sample submitted 12/21/09)
 - d. Business Plan for the project and (Sample submitted 12/21/09)
 - e. Escrow Agreement. (Sample submitted 12/21/09)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal

Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Tennessee Regional Center/W09001230

Page 6

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Barbara Velarde". The signature is fluid and cursive, with the first name "Barbara" and last name "Velarde" clearly distinguishable.

Barbara Velarde,
Acting Director, California Service Center

cc: Larry J. Behar, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **OCT 14 2011**

Jeffery E. Campion
Texas Urban Triangle Regional Center
1730 Main Street, Suite 216
Weston, FL 33326

Application: Request for Designation as a Regional Center
Applicant(s): Jeffery E. Campion

Re: Texas Urban Triangle Regional Center
RCW1108950188

Pursuant to Section 610 of the Appropriations Act of 1993, on March 30, 2011, Jeffery E. Campion submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Texas Urban Triangle Regional Center.

USCIS hereby designates Texas Urban Triangle Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Texas Urban Triangle Regional Center shall have a geographic area to include the 40 counties within the Texas Triangle, divided into 13 separate county groups of Dallas Group: Dallas, Collin, Denton and Tarrant counties; Johnson Group: Johnson and Ellis counties; Hill Group: Hill and Navarro counties; Freestone Group: Freestone, Limestone and Leon counties; McLennan Group: McLennan, Coryell and Bell counties; Falls Group: Falls, Milam and Lee counties; Brazos Group: Brazos, Robertson and Burleson counties; Travis Group: Travis, Williamson and Hays counties; Bexar Group: Bexar, Comal and Guadalupe counties; Gonzales Group: Gonzales, Lavaca and Colorado counties; Harris Group: Harris, Montgomery, Fort Bend and Waller counties; Washington Group: Washington, Grimes, Madison and Walker counties; and Bastrop Group: Bastrop, Caldwell and Fayette counties.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of new commercial enterprises within the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into the development, operation, and management of real estate development projects, including the development of new commercial enterprises in the following target industry economic categories:

1. NAICS 722 Food Services & Drinking Places
2. NAICS 721 Accommodations
3. NAICS 44-45 Retail Trade
4. NAICS 623 Assisted Living Facility
5. NAICS 23 Construction

If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Texas and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is RIMS II.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii); as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Subscription Agreement
 - c. Confidential Private Offering Memorandum
 - d. Escrow Agreement

Sample submitted March 30, 2011
Sample submitted March 30, 2011
Sample dated January 2011
Sample submitted March 30, 2011

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, partnership agreement, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924, is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Jeffery E. Campion, Esq.



U.S. Citizenship
and Immigration
Services

March 16, 2011

Texas Lone Star Enterprises, LLC
c/o Stephen Yale-Loehr, Esq.
Miller Mayer, LLP
202 E. State St., Suite 700
Ithaca, NY 14850

Application: Request for Designation as a Regional Center
Applicant(s): Robert Honts

Re: Texas Lone Star Enterprises, LLC
W09002360/RCW10 319 10056

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on August 19, 2010, Robert Honts, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Texas Lone Star Enterprises, LLC.

USCIS hereby designates Texas Lone Star Enterprises, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Texas Lone Star Enterprises, LLC shall have a geographic scope which includes all 254 counties in the State of Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, real estate construction, renovation and management, construction and development of infrastructures, securing equipment for new and existing businesses, agricultural development, paying salaries for start-up businesses, and alternative energy.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, restructuring & reorganizing existing businesses to create a new commercial enterprise, expansion of existing enterprises, troubled businesses, or a mix of commercial enterprises, expansion of existing enterprises, & troubled businesses in the following fourteen (14) target industry economic clusters:

1. NAICS 11 Agriculture
2. NAICS 22 Energy
3. NAICS 441 Retail Trade in Automobiles and RV's
4. NAICS 44 Retail Shopping Centers
5. NAICS 23 Real estate acquisition and development
6. NAICS 721 Hotels
7. NAICS 722 Restaurants
8. NAICS 541 Office Space- Acquisition, Building, Leasing, and Operations
9. NAICS 62 Healthcare
10. NAICS 7139 Leisure Time Activities
11. NAICS 812 Personal Services
12. NAICS 561 Business Services
13. NAICS 33 Manufacturing
14. NAICS 488 Private/Public Airports

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

Please note that the Governor can not delegate to local municipal authorities the authority to designate a targeted employment area.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Confidential Offering Memorandum Draft submitted August 19, 2010
 - b. Subscription Agreement; and Draft submitted August 19, 2010
 - c. Company Agreement. Draft submitted August 19, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation; and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

JUL 19 2011

Date:

Richard H. Tucker
Tucker Development Corporation Regional Center, LLC
799 Central Avenue, Suite 300
Highland Park, IL 60035

Application: Request for Designation as a Regional Center
Applicant(s): Richard H. Tucker

Re: Tucker Development Corporation Regional Center
RCW1034250065/ (Formerly W09003460)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Richard H. Tucker submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Tucker Development Corporation Regional Center.

USCIS hereby designates Tucker Development Corporation Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Tucker Development Corporation Regional Center shall have a geographic scope to include the Michigan Counties of Genesee, Lapeer, Livingston, Oakland, Wayne, Ingham, Saginaw, Tuscola and Shiawassee.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: loan and/or equity funding for the construction, development and management of infrastructures in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 721110 Hotels
2. NAICS 722110 Full-Service Restaurants
3. NAICS 531120 Shopping Center Rental or Leasing

4. NAICS 447110 Gasoline Stations with Convenience Stores

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Michigan and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN 3.0. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as estimated project expenditures costs, needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the hypothetical projects consisting of a hotel, full-service restaurant, gasoline station with convenience store, and shopping center are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Private Placement Memorandum
 - b. Subscription Agreement
 - c. Escrow Agreement
 - d. Limited Partnership Agreement

Sample/Draft dated November 22, 2010
Sample/Draft dated November 22, 2010
Sample/Draft dated November 22, 2010
Sample/Draft dated November 22, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov. Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will

result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

October 28, 2009

Shahzad Q. Qadi
C/O Adorno Yoss Caley Dehkoda & Qadi
2340 130th Ave NE Suite D-150
Bellevue, WA 98005

File No. W09000200

Application: Request for Designation as a Regional Center

Re: Twin Development LLC Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on February 25, 2009, Shahzad Q. Qadi submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Twin Development LLC Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Twin Development LLC Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Twin Development LLC Regional Center shall have a geographic scope which includes the Redevelopment Area within the City of Federal Way, Washington. See attached map.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: real estate construction, renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following target industry economic cluster: Mixed-Use Development.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the Regional Center is not located within a Targeted Investment Area. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$1,000,000. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. That is, the \$1,000,000 must be placed at risk in the development project or projects approved at the I-526, Immigrant investor Visa Petition level.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and a specific business plan, highlighting key dates in the construction plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; Sample submitted on June 15, 2009
 - b. Subscription Agreement; Sample submitted on June 15, 2009
 - c. Limited Partnership Agreement; Sample submitted on June 15, 2009
 - d. Operating Agreement; Sample submitted on June 15, 2009
 - e. Escrow Instructions; and Sample submitted on June 15, 2009
 - f. Risk Factor List Sample submitted on June 15, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC,
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority, MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **APR 19 2011**

UND Center for Innovation Foundation
C/O Bruce Gjovig, CEO
4200 James Ray Drive
Grand Forks, North Dakota 58203

Application: Request for Designation as a Regional Center
Applicant(s): Bruce Gjovig

Re: UND Center for Innovation Foundation Regional Center
RCW1031910017/(formerly W09001760)

Pursuant to Section 610 of the Appropriations Act of 1993, on April 22, 2010, Bruce Gjovig submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the UND Center for Innovation Foundation Regional Center.

USCIS hereby designates UND Center for Innovation Foundation Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to purchase capital equipment for industry clusters in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic clusters:

1. NAICS 11 Agriculture, Forestry, Fishing & Hunting
2. NAICS 31 Manufacturing
3. NAICS 33312 Construction Machinery Manufacturing
4. NAICS 333131 Mining Machinery Manufacturing
5. NAICS 3364 Aerospace Product & Parts Manufacturing
6. NAICS 51 Information
7. NAICS 541711 Research and Development in Biotechnology
8. NAICS 22112 Electric Power Transmission, Control, and Distribution
9. NAICS 53 Real Estate

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The UND Center for Innovation Foundation Regional Center shall have a geographic scope to include the entire state of North Dakota and 20 counties in Northwestern Minnesota, which includes Kittson, Roseau, Marshall, Pennington, Beltrami, Red Lake, Polk, Norman, Clay, Otter Tail, Douglas, Pope, Traverse, Stevens, Wilkin, Becker, Mahnomen, Clearwater, Grant, and Lake of the Woods.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the States of North Dakota and Minnesota and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the following documents if issued to the EB-5 Immigrant Investor:

a. Private Placement Memorandum	Not Reviewed
b. Subscription Agreement	Not Reviewed
c. Operating Agreement	Not Reviewed
d. Escrow Agreement	Not Reviewed
e. Limited Partnership Agreement	Not Reviewed

Note that these documents must be submitted with any I-526 petition filed for any alien whose investment funds will be used for investment projects in the UND Center for Innovation Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Lincoln Stone, Esq.



U.S. Citizenship
and Immigration
Services

Date: SEP 23 2011

Joe Wu
c/o United Venture Regional Center, LLC
300 B Street
Turlock, CA 95380

COPY

Application: Request for Designation as a Regional Center
Applicant(s): Joe Wu

Re: United Venture Regional Center, LLC
RCW1034150055/ID103415055/(formerly W09003220)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 19, 2010, Joe Wu submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the United Venture Regional Center, LLC.

USCIS hereby designates United Venture Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The United Venture Regional Center, LLC shall have a geographic scope which includes the California counties of Fresno, Kern, Kings, Merced, San Joaquin and Stanislaus.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Loan and/or equity funding for the real estate construction and management of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following seven (7) target industry economic categories:

1. NAICS 7211 Hotel
2. NAICS 44-45 Retail Trade
3. NAICS 722 Restaurant
4. NAICS 52-56 Office
5. NAICS 623 Assisted Living

6. NAICS 531 Residential
7. NAICS 445 Supermarket

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where direct job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and employment density estimates (square feet/employee) and indirect/induced job creation is claimed based on a multiplier rooted in underlying new "direct jobs" or estimated hard cost construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above, needs to be supported by evidence. In the case of indirect and/or induced job creation, such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices or balance sheets (in the case of estimated hard cost construction expenditures) which indicate the likelihood that the alien's investment has resulted in increased employment. In the case of direct job creation, such evidence may include but not be limited to financial statements showing sales revenues in the case of revenues generated by businesses occupying space and/or feasibility studies, or other economically or statistically valid forecasting devices in the case of employment density estimates.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum; (Draft submitted on November 19, 2010)
 - b. Subscription Agreement; (Draft submitted on November 19, 2010)
 - c. Limited Partnership Agreement; and (Draft submitted on November 19, 2010)
 - d. Escrow Agreement. (Draft submitted on November 19, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

United Venture Regional Center, LLC/RCW1034150055/ID1034150055/(formerly W09003220)

Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending to the right.

Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **SEP 23 2011**

Joe Wu
c/o United Venture Regional Center, LLC
300 B Street
Turlock, CA 95380

Application: Request for Designation as a Regional Center
Applicant(s): Joe Wu

Re: United Venture Regional Center, LLC
RCW1034150055/ID103415055/(formerly W09003220)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 19, 2010, Joe Wu submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the United Venture Regional Center, LLC.

USCIS hereby designates United Venture Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The United Venture Regional Center, LLC shall have a geographic scope which includes the California counties of Fresno, Kern, Kings, Merced, San Joaquin and Stanislaus.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Loan and/or equity funding for the real estate construction and management of infrastructures.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following seven (7) target industry economic categories:

1. NAICS 7211 Hotel
2. NAICS 44-45 Retail Trade
3. NAICS 722 Restaurant
4. NAICS 52-56 Office
5. NAICS 623 Assisted Living

- | | |
|--------------|-------------|
| 6. NAICS 531 | Residential |
| 7. NAICS 445 | Supermarket |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where direct job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and employment density estimates (square feet/employee) and indirect/induced job creation is claimed based on a multiplier rooted in underlying new "direct jobs" or estimated hard cost construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above, needs to be supported by evidence. In the case of indirect and/or induced job creation, such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices or balance sheets (in the case of estimated hard cost construction expenditures) which indicate the likelihood that the alien's investment has resulted in increased employment. In the case of direct job creation, such evidence may include but not be limited to financial statements showing sales revenues in the case of revenues generated by businesses occupying space and/or feasibility studies, or other economically or statistically valid forecasting devices in the case of employment density estimates.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Offering Memorandum; (Draft submitted on November 19, 2010)
 - b. Subscription Agreement; (Draft submitted on November 19, 2010)
 - c. Limited Partnership Agreement; and (Draft submitted on November 19, 2010)
 - d. Escrow Agreement. (Draft submitted on November 19, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

United Venture Regional Center, LLC/RCW1034150055/ID1034150055/(formerly W09003220)
Page 4

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending to the right.

Rosemary Langley Melville
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE: **AUG 26 2011**

Kip McCoy
The Heartland Partnership
100 SW Water St.
Peoria, IL 61602

Application: Request for Designation as a Regional Center
Applicant(s): Kip McCoy

Re: US HITEC Regional Center
RCW1034750120
November 22, 2010

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 22, 2010, Kip McCoy submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the US HITEC Regional Center.

USCIS hereby designates US HITEC Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The US HITEC Regional Center shall have a geographic scope which includes Central Illinois counties of Fulton, Knox, LaSalle, Logan, Marshall, Mason, Peoria, Stark, Tazewell, and Woodford.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Equity investment in real estate construction, renovation and management.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following four (4) target industry economic categories:

1. NAICS 531120 Hotel building rental or leasing, not operating hotel
2. NAICS 236220 Hotel construction
3. NAICS 722110 Restaurants, full service

4. NAICS 32000 Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:

a. Operating Agreement	Draft submitted Nov 22, 2010
b. Capital Escrow Agreement	Draft submitted Nov 22, 2010
c. Escrow Agreement for Service Fees	Draft submitted Nov 22, 2010
d. Pre-Organization Subscription Agreement; and	Draft submitted Nov 22, 2010
e. Limited Partnership Agreement.	Draft submitted Nov 22, 2010
5. A copy the Private Placement Memorandum issued to alien entrepreneurs investing into a Regional Center associated Capital Investment Project.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

US HITEC Regional Center/RCW1034750120

Page 4

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a long horizontal flourish extending to the right.

Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date: NOV 23 2011

Alvin Rattan
USA Continental Regional Center, LLC
25467 Medical Center Drive, Suite 202
Murrieta, CA 92562

Application: Request for Designation as a Regional Center
Applicant(s): Alvin Rattan

Re: USA Continental Regional Center, LLC
RCW1034350082/ID1034350082/formerly W09003510

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on June 30, 2011, the USA California Regional Center, LLC, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. In a written request submitted on September 22, 2011, the USA California Regional Center, LLC, submitted a request seeking to amend its initial Regional Center designation to include a change in the name of the regional center.

Based on its review and analysis of the request to amend the previous approved USA California Regional Center, LLC, and change its name to USA Continental Regional Center, LLC, the USA Citizenship and Immigration Services ("USCIS") amends the designation of the Regional Center's name from USA California Regional Center, LLC to USA Continental Regional Center, LLC. In accepting the name change, USCIS has updated its records of your Regional Center approval, designation, and name to encompass this amendment relative to any EB-5 investment projects.

GEOGRAPHIC AREA:

The USA Continental Regional Center, LLC, shall have a geographic scope to include following counties in the State of California: Los Angeles, Orange, Riverside, San Bernardino, San Diego and Ventura counties.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and construction of commercial and office infrastructures within the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. Mixed Use Development:
 - a. Hospitality – NAICS 721
 - b. Retail Trade – NAICS 44 – 45
 - c. Professional & Technical – NAICS 541
 - d. Construction – NAICS 23
2. Commercial Office Development NAICS 541
3. Retail Shopping Centers NAICS 44 - 45
4. Hotels NAICS 721
5. Medical & Health Care Centers NAICS 62
6. Senior Communities NAICS 623312
7. Senior Health Care Centers NAICS 623110

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively.

The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and economic analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:

- a. Operating Agreement
- b. Confidential Offering Memorandum
- c. Subscription Agreement

Sample/Draft dated September 8, 2010
Submission date November 22, 2010
Submission date November 22, 2010

- d. Limited Partnership Agreement
- e. Escrow Agreement

Submission date November 22, 2010
Submission date November 22, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

Date: **JUN 30 2011**

Alvin Rattan
USA California Regional Center, LLC
1250 Corona Point Court, Suite 302
Corona, CA 92879

Application: Request for Designation as a Regional Center
Applicant(s): Alvin Rattan

Re: USA California Regional Center
RCW1034350082/(Formerly W09003510)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Alvin Rattan submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the USA California Regional Center.

USCIS hereby designates USA California Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The USA California Regional Center shall have a geographic scope to include following counties in the State of California: Los Angeles, Orange, Riverside, San Bernardino, San Diego and Ventura counties.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and construction of commercial and office infrastructures within the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. Mixed Use Development:
 - a. Hospitality – NAICS 721

COPY

- b. Retail Trade – NAICS 44 – 45
- c. Professional & Technical – NAICS 541
- d. Construction – NAICS 23
- 2. Commercial Office Development NAICS 541
- 3. Retail Shopping Centers NAICS 44 - 45
- 4. Hotels NAICS 721
- 5. Medical & Health Care Centers NAICS 62
- 6. Senior Communities NAICS 623312
- 7. Senior Health Care Centers NAICS 623110

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and economic analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement
 - b. Confidential Offering Memorandum
 - c. Subscription Agreement
 - d. Limited Partnership Agreement
 - e. Escrow Agreement

Sample/Draft dated September 8, 2010
Submission date November 22, 2010
Submission date November 22, 2010
Submission date November 22, 2010
Submission date November 22, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



U.S. Citizenship
and Immigration
Services

Date: OCT 12 2011

Christopher Farmer
c/o: USA Lifestyles, Inc.
2473 Main Street
Rangeley, ME 04970

Application: Request for Designation as a Regional Center
Applicant(s): Christopher Farmer

Re: USA Lifestyles Regional Center
RCW1034750122/ID1034750122/Formerly W09003880

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 22, 2010, Christopher Farmer submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the USA Lifestyles Regional Center

USCIS hereby designates USA Lifestyles, Inc. as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

USA Lifestyles, Inc. shall have a geographic scope which includes the entire county of Franklin and the town of Livermore Falls in Androscoggin County in the State of Maine.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: equity investment or loans to 3rd party enterprises.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following industry economic categories:

1. NAICS 721110
2. NAICS 541380
3. NAICS 321999
4. NAICS 531120
5. NAICS 722110

Ski Lodges and Resorts with accommodation
Testing Laboratories
All Other Miscellaneous Wood Product Manufacturing
Lessors of Nonresidential Buildings (except MiniWarehouses)
Full-Service Restaurants

6. NAICS 712110

Museums

7. NAICS 236200

Construction

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample dated August 28, 2011)
 - b. Subscription Agreement (Sample dated August 28, 2011)
 - c. Escrow Agreement (Sample dated August 28, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: George D. Hepner III, Esq.

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

March 22, 2011

USA Now Regional Center
Attn: Bebe Ann Ramirez
USA Now, LLC
3700 N. 10th St., Suite 210
McAllen, TX 78501

Application: Request for Designation as a Regional Center
Applicant: Bebe Ann Ramirez, Principal

Re: USA Now Regional Center
RCW1031910031 (Formerly W09002000)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on June 18, 2010, Bebe Ann Ramirez submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the USA Now Regional Center.

USCIS hereby designates USA Now Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The USA Now Regional Center shall have a geographic scope which includes the counties of Webb, Zapata, Starr, Hidalgo, Willacy, Kenedy and Cameron in the State of Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Loans to 3rd party enterprises, real estate construction, renovation and management, construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following 11 target industry economic clusters:

1. NAICS 62	Healthcare
2. NAICS 722	Food Service & Drinking Places
3. NAICS 541	Professional Scientific & Technical
4. NAICS 31-33	Manufacturing
5. NAICS 713	Amusement, Gambling and Recreation
6. NAICS 23	Construction
7. NAICS 512131	Movie Theaters
8. NAICS 81	Other Services
9. NAICS 721	Hospitality
10. NAICS 561612	Security
11. NAICS 531110	Property Management

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application.

package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the IMPLAN methodology was used.

Multiplier based on underlying new “direct jobs”

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new “direct jobs”, the immigrant investor’s individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for “qualifying employees” to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor’s I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien’s investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
 - a. Operating Agreement (None submitted)
 - b. Private Placement Memorandum (Sample submitted June 18, 2010)
 - c. Subscription Agreement; and (Sample submitted June 18, 2010)
 - d. Limited Partnership Agreement. (Sample submitted June 18, 2010)
 - e. Escrow Agreement (Sample submitted December 9, 2010)

DESIGNER'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE: **OCT 21 2010**

Justin Huang
10508 Lower Azusa Rd.
Suite 201
El Monte, CA 91731

Application: Request for Designation as a Regional Center
Applicant(s): Justin Huang

Re: US Commercial Regional Center
W09001650

****CORRECTED****

Pursuant to Section 610 of the Appropriations Act of 1993, on April 1, 2010, Justin Huang, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the US Commercial Regional Center.

Based on its review and analysis of your proposal, USCIS hereby designates US Commercial Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The US Commercial Regional Center shall have a geographic scope which includes the California counties of Los Angeles, Orange and San Diego.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Commercial real estate construction, renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following seven (7) target industry economic clusters:

1. Retail Facilities
2. Restaurant Facilities
3. Office Facilities
4. Entertainment Facilities
5. Hospitality Facilities
6. Industrial Facilities

7. Mixed Use Development

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment Area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final IMPLAN economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

Because the determination of primary or direct jobs is based on the square footage for particular uses, evidence showing the square footage leased for each particular use must be submitted at the time of removal of conditions. This evidence must be consistent with the business plan submitted with the Immigrant Investor Visa Petition. The investor may also submit evidence of the number of new employees actually working in the leased spaces.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:

- a. Offering Circular

Draft submitted 04/01/2010)

- | | |
|--|-----------------------------|
| b. Subscription Agreement; and | Draft submitted 04/01/2010) |
| c. Limited Partnership Agreement. | Draft submitted 04/01/2010) |
| d. Statement of Risk Factors & Disclosures | Draft submitted 04/01/2010) |

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and

- iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

April 12, 2010

AMENDED NOTICE

US Employment Development Lending Center, LLC
Attn: John Shen, Manager
2650 Boat Cove Circle
Kissimmee, FL 34746

MAILED
J 2-11

Application: Request for Designation as a Regional Center
Applicant: John Shen

Re: US Employment Development Lending Center, LLC
RCW1031910173 (Formerly W09000860)

Pursuant to Section 610 of the Appropriations Act of 1993, on July 30, 2009, John Shen submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the US Employment Development Lending Center, LLC. Based on its review and analysis of your proposal, USCIS hereby designates the US Employment Development Lending Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The US Employment Development Lending Center, LLC (USEDLC) shall have a geographic scope which includes the State of California in its entirety.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Business Loans in Construction, Agriculture, Professional Services, Manufacture, Automotive Repair, and Information Services.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises that provide business loans in the following target industry economic clusters:

- Construction
- Professional Services and Other
- Agriculture
- Manufacturing
- Information Services

Health Services

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION AND I-526 DOCUMENTATION

To demonstrate that an individual alien investor is associated with your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A Copy of this letter, Regional Center approval and designation.
2. The Project Business Plan(s) with all supporting parts and exhibits to be current at the time of filing the I-526 showing the project or projects which will receive the individual investor's funds.
3. Current letter from the Office of the Governor of California designating the project areas and the surrounding areas as high unemployment area or other current evidence from the U.S. Census Bureau is a rural area. This will not be necessary for any future projects not in targeted areas for which the minimum investment amount is \$1,000,000.
4. The Economic Analysis using the IMPLAN economic model prepared by ADE.
5. Confidential Private Placement Memorandum (draft dated February 3, 2010).
6. Agreement of Limited Partnership (sample submitted February 11, 2010).
7. Subscription Agreement (sample submitted February 11, 2010).

The documents listed above, when submitted in conjunction with an I-526, must be signed and dated. In addition to the above documents, each I-526 entrepreneur should provide a description or update of the project's progress as of the time of filing. This Capital Investment Project may also be used as an Exemplar Investment Project for other similar projects located within the Regional Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data

and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. The name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

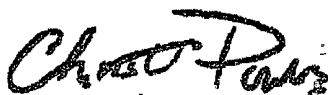
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

Date **AUG 23 2011**

Utah High Country Regional Center, Inc.
50 East 200 South 35-11
Roosevelt, UT 84066

Application: Request for Designation as a Regional Center
Applicant(s): Utah High Country Regional Center, Inc.

Re: Utah High Country Regional Center
RCW1102650151

COPY

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on January 26, 2011, Utah High Country Regional Center, Inc. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Utah High Country Regional Center.

USCIS hereby designates Utah High Country Regional Center, Inc as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Real Estate Regional Center shall have a geographic scope which includes the entire state of Utah.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

1. The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the industry economic category of Manufacturing, NAICS 33.

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment

will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified RIMS II input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in direct employment at the job-creating company (Go Natural CNG, LLC), the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|--------------------------------------|-----------------------------|
| a. Private Placement Memorandum | (Sample dated January 2011) |
| b. Operating Agreement of UHCNG, LLC | (Sample dated January 2011) |
| c. Subscription Agreement | (Sample dated January 2011) |
| d. Escrow Agreement | (Sample dated January 2011) |

Capital Investment Plan for Go Natural CNG, LLC

Based on its review and analysis of your proposal, USCIS hereby designates the **Go Natural CNG** Project as an approved Capital Investment Project for the Utah High Country Regional Center. Go Natural CNG, LLC specializes in installing certified compressed natural gas fuel systems in fleet vehicles. It will receive a loan of \$ 3 million from UHCNG, LLC, the investment vehicle, to (1) develop, manufacture and sell new CNG (compressed natural gas) conversion kits for fleet vehicles and factory engines; (2) develop and manufacture new patent-pending natural gas compressors for fuel stations; and (3) develop, manufacture, and sell new natural gas engines for original equipment manufacturers and aftermarket application.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

UtahHighCountryRC/RCW1102650151

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Stephen Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

Date **AUG 23 2011**

Utah High Country Regional Center, Inc.
50 East 200 South 35-11
Roosevelt, UT 84066

Application: Request for Designation as a Regional Center
Applicant(s): Utah High Country Regional Center, Inc.

Re: Utah High Country Regional Center
RCW1102650151

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on January 26, 2011, Utah High Country Regional Center, Inc. submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Utah High Country Regional Center.

USCIS hereby designates Utah High Country Regional Center, Inc as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The California Real Estate Regional Center shall have a geographic scope which includes the entire state of Utah.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: loans to 3rd party enterprises.

1. The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the industry economic category of Manufacturing, NAICS 33.

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment

will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The regional center has identified RIMS II input/output model to establish indirect job creation. The indirect job creation methodology must be submitted with each Form I-526 petition, and must indicate the number of jobs that will be created as a result of the capital investment.

In addition, where job creation is claimed based on multipliers rooted in direct employment at the job-creating company (Go Natural CNG, LLC), the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|--------------------------------------|-----------------------------|
| a. Private Placement Memorandum | (Sample dated January 2011) |
| b. Operating Agreement of UHCNG, LLC | (Sample dated January 2011) |
| c. Subscription Agreement | (Sample dated January 2011) |
| d. Escrow Agreement | (Sample dated January 2011) |

Capital Investment Plan for Go Natural CNG, LLC

Based on its review and analysis of your proposal, USCIS hereby designates the **Go Natural CNG** Project as an approved Capital Investment Project for the Utah High Country Regional Center. Go Natural CNG, LLC specializes in installing certified compressed natural gas fuel systems in fleet vehicles. It will receive a loan of \$ 3 million from UHCNG, LLC, the investment vehicle, to (1) develop, manufacture and sell new CNG (compressed natural gas) conversion kits for fleet vehicles and factory engines; (2) develop and manufacture new patent-pending natural gas compressors for fuel stations; and (3) develop, manufacture, and sell new natural gas engines for original equipment manufacturers and aftermarket application.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

UtahHighCountryRC/RCW1102650151

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a horizontal line extending from the end.

Rosemary Langley Melville
Director
California Service Center

Cc: Stephen Yale-Loehr, Esq.



U.S. Citizenship
and Immigration
Services

Date:

JAN 18 2011

Chris Shurian
Utah Regional Investment Fund, LLC
560 South 100 West, Suite 1
Provo, Utah 84601

Application: Request for Designation as a Regional Center
Applicant(s): Chris Shurian

Re: Utah Regional Investment Fund
W09001580/RCW1031910009

Pursuant to Section 610 of the Appropriations Act of 1993, on March 15, 2010, Chris Shurian submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Utah Regional Investment Fund.

USCIS hereby designates Utah Regional Investment Fund as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: fund the development and start-up costs for a new manufacturing facility in Salt Lake County, Utah and fund the construction costs for a new senior assisted living facility in Washington County, Utah.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following three (3) target industry economic clusters:

1. NAICS 31-32 Manufacturing
2. NAICS 722 Food and Beverage
3. NAICS 62 Healthcare

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Utah Regional Investment Fund shall have a geographic scope of the entire State of Utah.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Utah and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the two initial projects (consisting of a new manufacturing facility in Salt Lake County, Utah and a new senior assisted living facility in Washington County, Utah), are approved as Capital Investment Projects for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Partnership Agreement
 - b. Subscription Agreement
 - c. Operating Agreement
 - d. Escrow Agreement
 - e. Confidentiality Agreement
 - f. Private Placement Memorandum

Samples/Drafts dated March 15, 2010
Samples/Drafts dated March 15, 2010
Samples/Drafts dated March 15, 2010
Samples/Drafts dated March 15, 2010
Samples/Drafts dated March 15, 2010
Samples/Drafts dated March 15, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



U.S. Citizenship
and Immigration
Services

July 6, 2010

Michael Y. Wang
Velocity Regional Center, LLC
1055 E. Colorado Blvd. Suite 225
Pasadena, CA 91106

Application: Request for Designation as a Regional Center
Applicant(s): Michael Y. Wang, CEO

Re: Velocity Regional Center, LLC.
W09001190

Pursuant to Section 610 of the Appropriations Act of 1993, on December 1, 2009, Michael Y. Wang submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Velocity Regional Center, LLC.

Based on its review and analysis of your proposal, and of your response to the USCIS Request for Evidence, USCIS hereby designates Velocity Regional Center, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Velocity Regional Center, LLC (VRC) shall have a geographic scope which includes the California Counties of San Joaquin, Stanislaus, Merced, Fresno, Kings, Kern, Ventura, Los Angeles, San Bernardino, Orange, Riverside, San Diego and Imperial.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, businesses within the Regional Center will engage in the following economic activities: Commercial and residential construction and operation, industrial warehouses, retail, hotel and hospitality, food services, alternative energy and alternative energy technology.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. Office Buildings: NAICS 541

- | | |
|---------------------------|-----------|
| 2. Hotel and Hospitality: | NAICS 721 |
| 3. Alternative Energy: | NAICS 221 |
| 4. Residential: | NAICS 236 |
| 5. Retail Services: | NAICS 531 |
| 6. Industrial Warehouses: | NAICS 236 |
| 7. Food Services: | NAICS 722 |

Exemplar business plans have been submitted for projects in each economic cluster. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case the RIMS II model was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other

pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. The Business Plan for the proposed project using guidelines from Matter of Ho, 22 I&N Dec. 206 (Assoc. Comm., 1998) and including:
 - a. An employment and hiring schedule
 - b. Evidence of building or operating permits
 - c. Information relating to loans, encumbrances, financing and closing documents
 - d. Evidence relating to ownership or control of the property
5. A legally executed (signed and dated) copy of the USCIS approved:
 - a. Confidential Private Placement Memorandum: Sample submitted Dec. 1, 2009
 - b. Subscription Agreement: Sample submitted Dec. 1, 2009
 - c. Operating Agreement: Sample submitted Dec. 1, 2009
 - d. Limited Partnership Agreement: Sample submitted Dec. 1, 2009

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow-up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and

list the following:

- i. The name and address of each “direct” job creating commercial enterprise.
- ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:

- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.

7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

8. The combined total aggregate of “new” direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

9. If applicable, the total aggregate of “preserved” or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:

- a. a detailed written explanation for the inactivity,
- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center’s hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.

12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:

- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
- the management and administration of the RC,
- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,

Velocity Regional Center, LLC – W09001190

Page 6

- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

January 20, 2011

State of Vermont
Agency of Commerce and Community Development
c/o James Candido
National Life Building, Drawer 20
Montpelier, VT 05620-0501

Application: Request to Amend Designation as a Regional Center
Re: RCW1031910255 (Formerly W09002400)

Re: Vermont Agency of Commerce and Community Development

Pursuant to Section 610 of the Appropriations Act of 1993, on June 26, 1997, the VACCD Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On June 11, 2007, the designation was reaffirmed. On August 13, 2010, the State of Vermont submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Vermont Agency of Commerce and Community Development as follows:

1. To add Electric Power Generation using biomass (NAICS 22111) to their current list of approved industries.

Based on its review and analysis of your proposal USCIS approves the request.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities:

1. The Ski and related Tourism Industry
2. Manufacturing
3. Professional Services
4. Education
5. Information Publishing

6. Healthcare and Social Assistance
7. Mixed-Use Commercial Development
8. Electric Power Generation Using Biomass

The geographic area of the regional center is the State of Vermont. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. Indirect employment creation for this amendment has been established by the use of the REDYN model based on estimates supplied by the developer who proposed to build retirement homes in Vermont.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.
 - d. Confidential Offering Memorandum

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
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11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

June 28, 2010

State of Vermont
Agency of Commerce and Community Development
c/o James Candido
National Life Building, Drawer 20
Montpelier, VT 05620-0501

W09001590

Application: Request to Amend Designation as a Regional Center
Applicant: James Candido

Re: Vermont Agency of Commerce and Community Development

Pursuant to Section 610 of the Appropriations Act of 1993, on June 26, 1997, the VACCD Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On June 11, 2007, the designation was reaffirmed. On March 16, 2010, the State of Vermont submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Vermont Agency of Commerce and Community Development as follows:

1. To add Healthcare and Social Assistance (NAICS 62) to their current list of approved industries.

Based on its review and analysis of your proposal USCIS approves the request.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities:

1. The Ski and related Tourism Industry
2. Manufacturing
3. Professional Services
4. Education
5. Information Publishing
6. Healthcare and Social Assistance

The geographic area of the regional center is the State of Vermont. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. Indirect employment creation for this amendment has been established by the use of the REDYN model based on estimates supplied by the developer who proposed to build retirement homes in Vermont.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.
 - d. Confidential Offering Memorandum

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow-up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an

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EB-5/I-526 petition with USCIS.

- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
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5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
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 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

August 12, 2010

State of Vermont
Agency of Commerce and Community Development
c/o James Candido
National Life Building, Drawer 20
Montpelier, VT 05620-0501

W09001590

****AMENDED****

Application: Request to Amend Designation as a Regional Center
Applicant: James Candido

Re: Vermont Agency of Commerce and Community Development

Pursuant to Section 610 of the Appropriations Act of 1993, on June 26, 1997, the VACCD Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On June 11, 2007, the designation was reaffirmed. On March 16, 2010, the State of Vermont submitted a proposal seeking to amend the approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Vermont Agency of Commerce and Community Development as follows:

1. To add Mixed-Use Commercial Development (NAICS 236, NAICS 531) to their current list of approved industries.

Based on its review and analysis of your proposal USCIS approves the request.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities:

1. The Ski and related Tourism Industry
2. Manufacturing
3. Professional Services
4. Education

5. Information Publishing
6. Healthcare and Social Assistance
7. Mixed-Use Commercial Development

The geographic area of the regional center is the State of Vermont. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

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Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of:
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DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

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2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
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sought or has been granted.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
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5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
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 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
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 - the management and administration of the RC,
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 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Velarde
Acting Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

October 6, 2009

CORRECTED

Kevin L. Dorn
State of Vermont
Agency of Commerce and Community Development
National Life Building, Drawer 20
Montpelier, VT 05620-0501

File No. W09000920

Application: Request to Amend Designation as a Regional Center
Applicant(s): Kevin L. Dorn

Re: VACCD Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on June 26, 1997, the VACCD Regional Center, was approved and designated as a regional center to participate in the Immigrant Investor Pilot Program. On June 11, 2007, the designation was reaffirmed. In a written request dated August 17, 2009, VACCD Regional Center sought to amend its initial Regional Center designation, to expand the types of approved economic activities and industrial clusters as follows:

1. To add manufacturing, professional services, education, information and lending institutions to their current list of approved industries.
2. To add the economic activities of design, development and production of new products; expansion or renovation of existing facilities; establishing and expanding post secondary schools including building, development and operation of the schools; design, development & publishing of software, books and other information publishing activities.
3. To provide direct equity investments in to the industry clusters and/or to provide indirect investments to the industries through investment in an enterprise which in turn will lend the funds for specific industry related project(s).

Based on its review and analysis of the request to amend the previous VACCD Regional Center designation and prior amended proposals, business plan, and supplementary evidence, the U.S. Citizenship and Immigration Services (USCIS) amends the designation of the Regional Center as requested to incorporate the above changes. In accepting the amendment, USCIS has updated its records of your Regional Center approval, designation, and business plan to encompass these amendments relative to the investment focus of the Regional Center on 5 areas of commercial enterprise:

1. The Ski and related Tourism Industry
2. Manufacturing
3. Professional Services
4. Education
5. Information Publishing

As such, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these new commercial enterprises located within the VACCD Regional Center regional center area is comprised of the State of Vermont.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Vermont, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

Alien entrepreneurs who file petitions for commercial enterprises located in the regional center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired ten new employees as a result of the alien entrepreneur's investment. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

To demonstrate that it is associated with the your regional center, each individual alien entrepreneur petition in conjunction with addressing all the requirements for that petition, shall also contain as supporting evidence relating to this regional center designation, as follows:

1. A copy of this letter of the amended approval and designation.
2. A copy of the approved job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the VACCD Regional Center amended regional center application which has been approved by USCIS, which reflects that investment by an individual alien investor of at least AMOUNT \$500,000 for state designated high unemployment area, \$500,000 for a rural area or \$1,000,000.
3. A signed legally executed and certified copy of the limited partnership agreement between the new commercial enterprise and the alien investor.

The designation by the USCIS of the VACCD Regional Center as a regional center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a. a detailed written explanation for the inactivity,

- b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
- i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 21 2011**

Anthony Rodham
C/O Carol Williams, Director
Virginia Green Capital Services, LLC
1650 Tysons Blvd., Suite 810
McLean, VA 22102

Application: Request for Designation as a Regional Center
Applicant(s): Anthony Rodham
Re: Virginia Center for Foreign Investment and Job Creation, LLC
RCW1111850202

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on April 28, 2011, Anthony Rodham submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Virginia Center For Foreign Investment and Job Creation, LLC.

USCIS hereby designates Virginia Center For Foreign Investment and Job Creation, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Virginia Center For Foreign Investment and Job Creation, LLC shall have a geographic scope within the Commonwealth of Virginia including the counties of Chesterfield, Prince George, Dinwiddie, Sussex, South Hampton and Greensville, and the independent cities of Hopewell, Colonial Heights, Emporia and Petersburg.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Purchasing equity investment in 3rd party businesses

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following four(4) target industry economic clusters:

- | | |
|---------------------|--|
| 1. NAICS Code 33600 | Automobile Manufacturing; |
| 2. NAICS Code 54000 | Professional, Scientific and Technical Services; |
| 3. NAICS Code 33300 | Machinery Manufacturing; and |
| 4. NAICS Code 23700 | Heavy and Civil Engineering Construction |

Note: If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The econometric model described in the proposal is RIMS II-Final Demand-Employment.

In addition, where job creation is claimed based on multipliers rooted in estimated direct capital expenditures (construction, equipment and professional services) and/or sales revenue generated by the ultimate job creating businesses, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A copy of the comprehensive detailed business plan dated July 2011 with the supporting data and economic analysis dated April 23, 2011 providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above needs to be supported by evidence showing that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan, dated July 2011.
3. A copy of the job creation methodology dated April 23, 2011 required in 8 CFR 204.6(j)(4)(iii), which has been approved by USCIS, which reflects that investment by an individual immigrant investor

will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of the USCIS approved:

- | | |
|--|--|
| a. Confidential Private Placement Memorandum | Draft dated April 23, 2011 |
| b. Subscription Agreement; and | Draft submitted April 28, 2011 |
| c. Limited Partnership Agreement. | Amended draft submitted April 29, 2010 |

Capital Investment Plan for Project Green Virginia

Based on its review and analysis of your proposal, USCIS hereby designates Project Green Virginia located at the Route 460 Industrial Park in Waverly, Virginia an approved Capital Investment Project for the Virginia Center for Foreign Investment and Job Creation, LLC Regional Center. The Project Green Virginia will provide equity capital to design, construct and operate a green automotive facility in Sussex County, Virginia.

To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall also contain supporting evidence relating to this Capital Investment Project and the regional center designation, as follows:

1. A copy of all documents listed above.
2. Listing of all investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
3. The relating Business Plan¹, dated July 2011.

If there are any substantial changes altering the project plans including the investment plan, then an amendment to this Capital Investment Project would be required.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must

¹ Because this actual investment plan has been approved without a specific timeline, the business plan should be supplemented by a current timeline when the I-526 is submitted to show that the jobs will be created within the two-year conditional period.

Virginia Center for Foreign Investment and Job Creation, LLC /RCW1111850202
Page 4

submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Dawn Lurie, Esq.



U.S. Citizenship
and Immigration
Services

Date: FEB 07 2011

Mike Mattox
Access the USA, LLC
4036 Campus Green Drive
Lacey, Washington 98516

Application: Request for Designation as a Regional Center
Applicant(s): Mike Mattox

Re: Washington Regional Center
RCW1031910020/W09001820

Pursuant to Section 610 of the Appropriations Act of 1993, on May 4, 2010, Mike Mattox submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Washington Regional Center.

USCIS hereby designates Washington Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: to provide supplementary financing for Alaskan Way Viaduct Replacement Project ("Viaduct Project").

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic cluster:

1. NAICS 23 Construction

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

GEOGRAPHIC AREA:

The Washington Regional Center shall have a geographic scope of the Washington Counties of King, Pierce, Thurston, Mason, Grays Harbor, Pacific and Lewis.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of Washington and rural TEAs, as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such

evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Based upon the review of your proposal, the Washington Regional Center Project (consisting of a "Viaduct Project" in which EB-5 investor funds will be used to supplement the financing of this project), is approved as a Capital Investment Project for your regional center. To demonstrate that an individual alien investor is associated with this project and your regional center, each alien entrepreneur petition, in conjunction with addressing all the requirements for that petition, shall contain supporting evidence relating to this project and the regional center designation, as follows:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:

a. Confidential Offering Memorandum	Samples/Drafts dated May 4, 2010
b. Subscription Agreement	Samples/Drafts dated May 4, 2010
c. Operating Agreement	Samples/Drafts dated May 4, 2010
d. Limited Partnership Agreement	Samples/Drafts dated May 4, 2010
e. Escrow Agreement	Samples/Drafts dated May 4, 2010

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen W. Yale-Loehr, Esq.



**U.S. Citizenship
and Immigration
Services**

May 9, 2011

Wave House California Regional Center, LLC
c/o Thomas J. Lochtefeld, CEO
3146 Mission Blvd., Suite F
San Diego, CA 92109

Application: Request for Designation as a Regional Center
Applicant: Thomas J. Lochtefeld, CEO

Re: Wave House California Regional Center, LLC
RCW1031910067 (Formerly W09002550)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 21, 2010, Thomas J. Lochtefeld submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) for Wave House California Regional Center, LLC.

USCIS hereby designates Wave House California Regional Center, LLC (WHCRC) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Wave House California Regional Center, LLC shall have a geographic scope which includes the entire county of San Diego in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Equity investments in construction, management and operation of full service restaurants, nightclubs, concert venues with facilities, hotels and amusement parks.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic clusters (industry categories):

1. NAICS 711310 - Concert Venue
2. NAICS 722110 - Full Service Restaurant
3. NAICS 722410 - Nightclubs, Alcoholic Beverage
4. NAICS 721110 - Hotels
5. NAICS 713110 - Water parks, Amusement Parks

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.

Multiplier based on revenue and expenditures

In addition, where job creation is claimed based on multipliers rooted in annual revenue generated by businesses and construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as annual revenue generated by businesses and construction expenditures, needs to be supported by such evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the business(es) will result in increased employment.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
 - a. Operating Agreement (Dated August 20, 2010)
 - b. Private Placement Memorandum (Dated October 1, 2010)
 - c. Subscription Agreement; and (Draft submitted September 21, 2010)
 - d. LLC Articles of Organization (Dated August 4, 2010)
 - e. Escrow Agreement (Sample submitted September 21, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements

of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **AUG 16 2011**

Robert C. Divine, Esq.
RE: Western Washington Regional Center LLC
Baker Donelson
633 Chestnut St., Ste. 1800
Chattanooga, TN 37450

Application: Request for Designation as a Regional Center
Applicant(s): Stephen H. Smith

Re: Western Washington Regional Center LLC
RCW 10 342 50074 (formerly W09003120)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 19, 2010, Stephen H. Smith submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Western Washington Regional Center LLC.

USCIS hereby designates Western Washington Regional Center LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Western Washington Regional Center LLC shall have a geographic scope which includes the State of Washington to include the counties of Snohomish, King, Pierce, and Kitsap.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Two-tiered equity investment in commercial and residential real estate construction, renovation and management.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following four (4) target industry economic categories:

1. NAICS 531 Real Estate
2. NAICS 236 Construction
3. NAICS 453 Miscellaneous Store Retailers

4. NAICS 541 Professional, Scientific, and Technical Services

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

The econometric model is IMPLAN. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as enumerated above, needs to be supported by evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Draft submitted on July 26, 2011)
 - b. Subscription Agreement; (Draft submitted on July 26, 2011)
 - c. Limited Partnership Agreement; and (Draft submitted on July 26, 2011)
 - d. Escrow Agreement. (Draft submitted on July 26, 2011)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation; and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **JUN 29 2011**

Benjamin S. Miller
WestMill Mid-Atlantic Regional Center, LLC
2122 P Street, N.W., Suite 303
Washington, DC 20037

Application: Request for Designation as a Regional Center
Applicant(s): Benjamin S. Miller

Re: WestMill Mid-Atlantic Regional Center
RCW1033650029/(Formerly W09003180)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 19, 2010, Benjamin S. Miller submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the WestMill Mid-Atlantic Regional Center

USCIS hereby designates WestMill Mid-Atlantic Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The WestMill Mid-Atlantic Regional Center shall have a geographic scope that includes Washington, DC-Baltimore-Northern Virginia Consolidated Statistical Area (CSA) and the Richmond, Virginia Metropolitan Statistical Area (MSA).

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: financing, developing, leasing, and operating retail and mixed-use real estate in the Mid-Atlantic region.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. Retail

NAICS 44

2. Technical & Trade Schools	NAICS 6115
3. Accommodations	NAICS 721
4. Food & Drinking Establishments	NAICS 722
5. Professional Services	NAICS 541
6. Construction	NAICS 23
7. Real Estate, Rental & Leasing	NAICS 53

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is REDYN.



**U.S. Citizenship
and Immigration
Services**

Date: **JUN 29 2011**

Benjamin S. Miller
WestMill Mid-Atlantic Regional Center, LLC
2122 P Street, N.W., Suite 303
Washington, DC 20037

Application: Request for Designation as a Regional Center
Applicant(s): Benjamin S. Miller

Re: WestMill Mid-Atlantic Regional Center
RCW1033650029/ (Formerly W09003180)

Pursuant to Section 610 of the Appropriations Act of 1993, on November 19, 2010, Benjamin S. Miller submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the WestMill Mid-Atlantic Regional Center

USCIS hereby designates WestMill Mid-Atlantic Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The WestMill Mid-Atlantic Regional Center shall have a geographic scope that includes Washington, DC-Baltimore-Northern Virginia Consolidated Statistical Area (CSA) and the Richmond, Virginia Metropolitan Statistical Area (MSA).

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: financing, developing, leasing, and operating retail and mixed-use real estate in the Mid-Atlantic region.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises or a mix of commercial enterprises in the following target industry economic categories:

1. Retail

NAICS 44

2. Technical & Trade Schools	NAICS 6115
3. Accommodations	NAICS 721
4. Food & Drinking Establishments	NAICS 722
5. Professional Services	NAICS 541
6. Construction	NAICS 23
7. Real Estate, Rental & Leasing	NAICS 53

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an I-924 amendment application would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is REDYN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and economic analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement Submission date November 19, 2010
 - b. Confidential Private Offering Memorandum Submission date November 19, 2010
 - c. Subscription Agreement Submission date November 19, 2010
 - d. Escrow Agreement Submission date November 19, 2010

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, feasibility studies, project timelines, advisory opinions, partnership agreements, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal year in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011, must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Stephen C. Trow, Esq.

**OFFICIAL
COPY**



**U.S. Citizenship
and Immigration
Services**

HOOPRD 70/6.2.8

OCT 13 2006

Rob Pochert, CEcD, EDFP, Executive Director
Bellingham Whatcom Economic Development Council
P.O. Box 2803
Bellingham, WA 98227

Dear Mr. Pochert:

Pursuant to Section 610 of the Appropriations Act of 1993, the Whatcom Opportunities Regional Center, Inc. (WORC, Inc.) is designated by U.S. Citizenship and Immigration Services (USCIS) as a regional center to participate in the Immigrant Investor Pilot Program within the geographic area as defined by the legal boundaries which constitute Whatcom County, Washington. The new commercial enterprise investment focus of the WORC, Inc. Regional Center will be on capital investments and job creation in assisted living facilities for the elderly within Whatcom County. Please note, should there be any expansion or change in the scope of investment targets beyond assisted living facilities, this would require a formal written proposal to USCIS to amend your regional center approval and designation to reflect such an expansion of scope of investments through your regional center.

As of this date, aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for investment activity through the investment in new commercial enterprises in the for profit business of creating and operating assisted living facilities for the elderly located within the legal geographic boundaries of Whatcom County, Washington. It is noted that almost all of Whatcom County has been designated as a Targeted Employment Area (TEA), according to the State of Washington's Employment Security Division. The minimum capital investment threshold for any individual alien foreign investor into a new commercial enterprise through the WORC, Inc. Regional Center shall be not less than \$500,000 in areas designated as TEAs, while such investments in areas that are not designated as a TEA, Rural Area, or small urban area of 20,000 or less, will be not less than \$1,000,000.

Alien entrepreneurs who file petitions for investment in a new commercial enterprise located in the WORC, Inc. Regional Center area making capital investments in the creation and operation of job-creating assisted living facilities located within Whatcom County, must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprise directly hired 10 new employees as a result of the alien entrepreneur's investment. This determination has been established by way of the USCIS' acceptance of the

Mr. Rob Pochert
Page 2

economic analysis which is contained as part of the USCIS-approved WORC, Inc. Regional Center proposal.

Any individual I-526, Immigrant Petition by Alien Entrepreneur filed with USCIS must demonstrate that it is directly associated or affiliated with the WORC, Inc. Regional Center in order for it to qualify for the "indirect" job creation threshold established through approval of the WORC, Inc. Regional Center. Therefore, in conjunction with addressing the requirements for an individual alien entrepreneur petition, any WORC, Inc. affiliated I-526 petition needs to include as supporting evidence relating to this regional center designation, the following:

1. A copy of this letter of approval and designation.
2. A copy of the approved regional center narrative proposal and business plan.
3. A copy of the approved IMPLAN job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the WORC, Inc. Regional Center application which has been approved by USCIS, which reflects that investment in a new commercial enterprise within the geographic area of the WORC, Inc. Regional Center will generate full-time employment positions, either directly or indirectly, for not fewer than 10 U.S. workers.
4. A signed legally executed and certified copy of the limited partnership agreement between the WORC, Inc. Regional Center and the individual alien investor.
5. On any individually filed petition affiliated with the WORC, Inc. Regional Center, it should also provide information and evidence as to how the offering memorandum entered into by the alien investor, as contained in the I-526 petition, complies with applicable law and Security and Exchange Commission (SEC) requirements which govern such matters.

The approval and designation by USCIS of the WORC, Inc. Regional Center does not reflect any determination on the merits of individual petitions filed by alien entrepreneurs under the Investor Pilot Program. All petitions for alien entrepreneurs who invest within the regional center will be adjudicated by the USCIS on a case-by-case basis and each petition must be fully documented. The individual petitions must be submitted to the California Service Center.

If you have any questions concerning the WORC, Inc. Regional Center's approval and designation by USCIS under the Immigrant Investor Pilot Program, please contact Mr. Maurice Berez, Chief Adjudications Officer, USCIS Investor and Regional Center Program within the Office of Service Center Operations at (202)272-8410.



Sincerely,

A handwritten signature in dark ink, appearing to read "Steve Bucher".

Steve Bucher,
Acting Chief of Service Center
Operations

Mr. Rob Pochert
Page 3

cc: Official File
David Andersson, Esq.

*MSC FOR
M.B. 10-13-06*

www.uscis.gov



**U.S. Citizenship
and Immigration
Services**

May 1, 2009

Justin Huang
YK America Regional Center
10508 Lower Azus Road #200
El Monte, CA 91731

File No. W09000070

Application: Request for Designation as a Regional Center
Applicant(s): Justin Huang

Re: YK America Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on November 14, 2008, Justin Huang, submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the YK America Regional Center

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates YK America Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The YK America Regional Center shall have a geographic scope which includes the counties of Kern, Imperial, Riverside and San Bernardino in California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real Estate construction, renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 8 target industry economic clusters:

1. retail shopping centers
2. food service/dining

3. entertainment
4. general offices
5. mixed-use buildings
6. hospitality
7. industrial warehouse
8. industrial manufacturing.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California, and rural TEAs as defined in 8 CFR 204.6(e). Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other

pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:

- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
- b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
- c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
- e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.

5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:

- a. received alien investors' capital, and in what aggregate amounts;
- b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
- c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:

- i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,

YK America Regional Center

Page 6

- the RC structure,
- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Christina Poulos
Director
California Service Center

Cc: Linda Lau, Esq.

Sender's Name



**U.S. Citizenship
and Immigration
Services**

July 28, 2010

Daniel Robinson and Bradley Wiese
Atlantic Regional Center for Foreign Investment
129 Fleming Drive
Durham, NC 27712

CORRECTED COPY

Application: Request for Designation as a Regional Center
Applicant(s): Daniel Robinson and Bradley Wiese

Re: Atlantic Regional Center for Foreign Investment
File no. W09001280

Pursuant to Section 610 of the Appropriations Act of 1993, on January 8, 2010, Daniel Robinson and Bradley Wiese submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the California Green Regional Center.

Based on its review and analysis of your proposal, and of your responses to the USCIS Requests For Evidence, USCIS hereby designates Atlantic Regional Center for Foreign Investment as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Atlantic Regional Center for Foreign Investment shall have a geographic scope which that consists of all of North and South Carolina.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Mixed Use Development, Life Sciences, Light Manufacturing and Transportation/Warehousing. The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry economic clusters:

1. NAICS 48-49 Warehousing and Transportation.
2. NAICS 230 Mixed Use Development.
3. NAICS 541 Life Sciences.
4. NAICS 33-35 Light Manufacturing.

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based. In this case, the REDYN methodology was used.

Multiplier based on underlying new "direct jobs"

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.

3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; (Sample submitted 1/8/10)
 - b. Subscription Agreement; (Sample submitted 1/8/10)
 - c. Limited Partnership Agreement; (Sample submitted 1/8/10)
 - d. Escrow Instructions; (Sample submitted 1/8/10)
 - e. Operating Agreement for LLP and (Sample submitted 1/8/10)
 - f. Operating Agreement for ARCFI. (Dated 11/19/09)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
- a detailed written explanation for the inactivity,
 - a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - actively promote your Regional Center program,
 - identify and recruit legitimate and viable alien investors, and
 - a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
- the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Velarde

Acting Director, California Service Center

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

May 9, 2011

Wave House California Regional Center, LLC
c/o Thomas J. Lochtefeld, CEO
3146 Mission Blvd., Suite F
San Diego, CA 92109

Application: Request for Designation as a Regional Center
Applicant: Thomas J. Lochtefeld, CEO

Re: Wave House California Regional Center, LLC
RCW1031910067 (Formerly W09002550)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 21, 2010, Thomas J. Lochtefeld submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) for Wave House California Regional Center, LLC.

USCIS hereby designates Wave House California Regional Center, LLC (WHCRC) as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Wave House California Regional Center, LLC shall have a geographic scope which includes the entire county of San Diego in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Equity investments in construction, management and operation of full service restaurants, nightclubs, concert venues with facilities, hotels and amusement parks.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following target industry economic clusters (industry categories):

1. NAICS 711310 - Concert Venue
2. NAICS 722110 - Full Service Restaurant
3. NAICS 722410 - Nightclubs, Alcoholic Beverage
4. NAICS 721110 - Hotels
5. NAICS 713110 - Water parks, Amusement Parks

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the RIMS II methodology was used.

Multiplier based on revenue and expenditures

In addition, where job creation is claimed based on multipliers rooted in annual revenue generated by businesses and construction expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence: A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as annual revenue generated by businesses and construction expenditures, needs to be supported by such evidence. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the business(es) will result in increased employment.

Additional Guidelines for Individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy:
 - a. Operating Agreement (Dated August 20, 2010)
 - b. Private Placement Memorandum (Dated October 1, 2010)
 - c. Subscription Agreement; and (Draft submitted September 21, 2010)
 - d. LLC Articles of Organization (Dated August 4, 2010)
 - e. Escrow Agreement (Sample submitted September 21, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements

of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **JUL 28 2011**

Brandon Meyer, Esq.
716 S. Cedros Avenue
Solana Beach, CA 92075

Application: Request for Designation as a Regional Center
Applicant(s): Stewart McInnes

Re: CP Regional Center
RCW10 319 10070 (formerly W09002610)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on November 05, 2010, Brandon Meyer submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the CP Regional Center.

USCIS hereby designates CP Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The CP Regional Center shall have a geographic scope which includes Anderson, Cherokee, Freestone, Henderson, Houston, Leon, Limestone, and Van Zandt Counties in the State of Texas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Construction, operation and management of assisted living facilities.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic category:

NAICS 623311 Assisted Living Facilities

Note: If any investment opportunities arise that are beyond the scope of the approved industry category, then an amendment would be required to add that category.

COPY

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The econometric model described in the proposal is IMPLAN using a final demand employment multiplier. To calculate the indirect job creation, the economist used final demand multipliers based on capital infused into the projects to determine economic impacts. Note that immigrant investors will need to provide evidence of the source and amount of capital that was infused into the projects in support of their Forms I-829, Petition by Entrepreneur to Remove Conditions.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment

positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:
 - a. Confidential Private Offering Memorandum; and (Sample/Submitted with proposal June 16, 2011)
 - b. Subscription Agreement; and (Draft dated September 29, 2010)
 - c. Limited Partnership Agreement; and (Draft dated October 01, 2010)
 - d. Escrow Agreement. (Draft dated September 29, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

U.S. Department of Homeland Security
24000 Avila Road, 2nd Floor
Laguna Niguel, CA 92677



**U.S. Citizenship
and Immigration
Services**

June 8, 2011

Global Premier America, LLC dba
Global Premier America Regional Center
Attn: Andrew Hanna
2010 Main St., Suite 1250
Irvine, CA 92614

Application: Request for Designation as a Regional Center
Applicant: Andrew Hanna, President

Re: Global Premier America, LLC
RCW1031910066 (Formerly W09002540)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on September 21, 2010, Andrew Hanna submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Global Premier America, LLC.

USCIS hereby designates Global Premier America, LLC as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Global Premier America, LLC shall have a geographic scope which includes the counties of Imperial, San Diego, Riverside, San Bernardino, Orange, Los Angeles, Kern, Ventura, Santa Barbara, San Luis Obispo, Monterey, San Benito, Santa Clara, Alameda, Santa Cruz, San Mateo, and San Francisco in the State of California.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: Real Estate Construction, renovation and management, Construction and development of infrastructures, securing equipment for new and existing businesses and paying salaries for start-up businesses.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises, in the following 3 target industry economic categories:

1. NAICS 44-45 Retail Trade
2. NAICS 7221 – 7222 Food Services
3. NAICS 62 Healthcare and Social Assistance

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

The geographic focus of the regional center may contain an area that is ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment or at the time of filing of his or her Form I-526 petition. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. In this case, the IMPLAN methodology was used.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic cluster is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum (Sample dated September 2010)
 - b. Subscription Agreement; and (Sample submitted 9-21-2010)
 - c. Limited Partnership Agreement. (Sample submitted 9-21-2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data

and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

Cc: Linda Lau, Esq.



**U.S. Citizenship
and Immigration
Services**

DATE: **OCT 14 2010**

David C. Keller
17470 N. Pacesetter Way
Scottsdale, AZ 85255

Application: Request for Designation as a Regional Center
Applicant(s): David C. Keller

Re: Grand Canyon Regional Center
W09001750

Pursuant to Section 610 of the Appropriations Act of 1993, on April 16, 2010, David C. Keller submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Grand Canyon Regional Center. In addition, the Regional Center is requesting approval of the Transitional Care Unit Facilities Investment Project.

Based on its review and analysis of your proposal, USCIS hereby designates Grand Canyon Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

- * The Grand Canyon Regional Center shall have a geographic scope which includes the Arizona Counties of Maricopa and Pinal.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: Real estate construction, renovation and management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry: NAICS Code 621 Health Care. /

If any investment opportunities arise that are beyond the scope of the approved industry cluster, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area. For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Based on its review and analysis of your proposal, USCIS hereby designates Transitional Care Unit Facilities Investment Project as an approved Capital Investment Project for the Grand Canyon Regional Center. This project approval will allow investors in the Grand Canyon Development Fund I, LLC to file Forms I-526, Immigrant Petitions by Alien Entrepreneurs with the appropriate fee. The job creation methodology to be used for this project is REDYN.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center and the Transitional Care Unit Facilities Investment Project, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan for the Transitional Care Unit Facilities Investment Project.
3. A copy of the Grand Canyon Development Fund I Business Plan.
4. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
5. Listing of all the project investors as of the date of filing the I-526 and identify those investors who are seeking classification as an alien entrepreneur under section 203(b)(5).
6. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum; (dated April 5, 2010)
 - b. Subscription Agreement; (draft submitted April 16, 2010)
 - c. Operating Agreement; and (draft submitted April 16, 2010)
 - d. Escrow Agreement. (draft submitted April 16, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance

with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.

11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: **JAN 18 2012**

Gulf Coast Regional Center
C/O Virginia Boulet & Lisa Edwards
1804 O'Reilly Street
New Orleans, LA 70116

Application: Request for Designation as a Regional Center
Applicant(s): Virginia Boulet & Lisa Edwards

Re: Gulf Coast Regional Center, LLC
RCW10 319 10048/ID1031910048/formerly W09002220

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on July 29, 2010, Virginia Boulet submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Gulf Coast Regional Center, LLC.

USCIS hereby designates Gulf Coast Regional Center, LLC, as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Gulf Coast Regional Center shall have a geographic scope which includes the entire state of Louisiana.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: Manufacture, assembly and installation of solar panels within the regional center area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic categories:

NAICS 237130 Power and Communication Line and Related Structures Construction
NAICS 333414 Solar Energy Equipment and Installation

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area. The geographic focus of the regional center may contain an area that is

ultimately determined to qualify as a Targeted Employment Area (TEA), either as a rural area or an area of high unemployment as defined in 8 CFR 204.6(e). The area must qualify as a TEA at the time of the individual alien investor's capital investment. TEA determinations are part of the adjudication of the individual Form I-526 petition, not in the adjudication of regional center applications.

The minimum capital investment threshold for any EB-5 capital investment into an approved commercial enterprise throughout the regional center shall be not less than \$500,000, if the investment target is located within a TEA, or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

The economic input-output model is RIMS II. Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic impact analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation.

The investor must show at the time of removal of conditions that activities were performed as described in the business plan submitted with the I-526 petition and indirect job creation occurred using the RIMS II model. Indirect jobs will be established using current multipliers times capital expenditures infused in solar energy activities per parish.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.

4. A legally executed copy of the USCIS approved:

- | | |
|---------------------------------|-------------------------------------|
| a. Operating Agreement | Draft submitted on August 3, 2011 |
| b. Subscription Agreement | Draft submitted on December 5, 2011 |
| c. Private Placement Memorandum | Draft dated on November 11, 2011 |
| d. Escrow Agreement | Draft submitted on July 29, 2010 |

Capital Investment Exemplar Petition based on a specific commercial enterprise

The regional center submitted an exemplar petition for USCIS review and approval. The business plan submitted is not EB-5 compliant pursuant to **Matter of Ho**, 22 I. & N. Dec. 206, Assoc. Comm'r 1998, as it is not comprehensive and detailed. In order to establish sufficient job creation for immigrant investors, the business plan must include: a timeline for the project (a five year figure is not sufficient), contain comparative analysis of the industry, a budget and employment creation analysis; and related services (with supporting TEA letters for each area); list of required permits and licenses obtained; source(s) of non-EB-5 funding; and contracts or letters of intent to finance the project rather than statements of matching funds. The business plan and exemplar petition cannot be approved as filed; however, it is being approved as a hypothetical project. If the regional center would like, they may file an I-924 Amendment with the above mentioned supporting evidence or submit the evidence with each I-526 petition filed.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commenced in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2012 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2012.

Gulf Coast Regional Center / RCW10 319 10048/ID1031910048 (formerly W09002220)

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Virginia Boulet, Esq.



U.S. Citizenship
and Immigration
Services

June 9, 2011

Intercontinental Regional Center Trust of Chicago, LLC
c/o Mr. Anshoo Sethi
8201 Higgins Road
Chicago, IL 60631

COPY

Application: Request for Designation as a Regional Center
Applicant(s): Mr. Anshoo Sethi

Re: Intercontinental Regional Center Trust of Chicago
RCW1031910085(formerly W09002640)

Pursuant to Section 610 of the Appropriations Act of 1993, as amended, on October 1, 2010, Mr. Anshoo Sethi submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Intercontinental Regional Center Trust of Chicago.

USCIS hereby designates Intercontinental Regional Center Trust of Chicago as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Intercontinental Regional Center Trust of Chicago shall have a geographic scope which includes the State of Illinois, Lake County, in the state of Indiana and the counties of Dane, Kenosha, Milwaukee, Racine, and Rock, in the State of Wisconsin.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activity: the financing and development of projects and commercial enterprises in the three target categories of economic activity within the approved "IRCTC" geographic area.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following three (3) target industry economic categories:

- | | |
|-----------------|--------------------------------------|
| 1. NAICS 721000 | Accommodations |
| 2. NAICS 722000 | Food Service & Drinking Places |
| 3. NAICS 561920 | Convention and Trade Show Organizers |

Note: If any investment opportunities arise that are beyond the scope of the approved industry categories, then an amendment would be required to add that category.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was made in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The regional center has identified IMPLAN Pro v3.0 input/output model to establish indirect job creation.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and/or estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and/or estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.

2. A copy of the Regional Center narrative proposal and relevant business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor. If the approval of the plan for capital investments in a given industry economic category is based upon an exemplar capital investment project, then the immigrant investor petition must also be supported by an analysis and evidence that shows that the actual capital investment in the Form I-526 petition comports to the exemplar capital investment project approved in the regional center designation and that it is otherwise EB-5 compliant.
4. A legally executed copy of the USCIS approved:
 - a. Subscription Agreement (Draft submitted October 1, 2010)
 - b. Limited Partnership Agreement (Draft submitted October 1, 2010)
 - c. Private Placement Memorandum (Draft submitted October 1, 2010)
 - d. Escrow Agreement (Draft submitted October 1, 2010)

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commences in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2011 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2011.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Rosemary Langley Melville
Director
California Service Center

cc: Joseph C. McCarthy, Esq.



**U.S. Citizenship
and Immigration
Services**

September 1, 2009

Miles F. Mahoney
C/O Invest Idaho Innovation, LLC
Post Office Box 1616
Boise, Idaho 83701-1616

File No. W09000410

Application: Request for Designation as a Regional Center
Applicant(s): Miles F. Mahoney

Re: Invest Idaho Innovation Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on March 4, 2009 Miles F. Mahoney submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Invest Idaho Innovation Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Invest Idaho Innovation Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Invest Idaho Innovation Regional Center shall have a geographic scope which includes the entire state of Idaho.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: venture capitalism and debt and equity funding.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following 3 target industry economic clusters:

1. Technology
2. Education
3. Research

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

At this time, the Regional Center is not located within a Targeted Investment Area. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$1,000,000. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Escrow Agreement;
 - c. Subscription Agreement; and
 - d. Limited Partnership Agreement

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

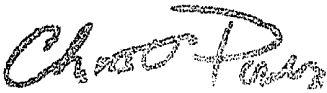
4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.

8. The combined total aggregate of “new” direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of “preserved” or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center’s hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center’s basis for its most recent designation and/or reaffirmation by USCIS.

Invest Idaho Innovation Regional Center
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in cursive script, appearing to read "Christina Poulos".

Christina Poulos
Director
California Service Center



**U.S. Citizenship
and Immigration
Services**

Date: JAN 05 2012

Roger W. Christoph
Kansas Regional Center, LLC
122 S.W. Danbury Lane
Topeka, KS 66606

Application: Request for Designation as a Regional Center
Applicant(s): Roger W. Christoph

Re: Kansas Regional Center
RCW1101050144/ID1101050144/Formerly W09004100

Pursuant to Section 610 of the Appropriations Act of 1993, on November 22, 2010, Roger W. Christoph submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Kansas Regional Center.

USCIS hereby designates Kansas Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Kansas Regional Center shall have a geographic scope to include the State of Kansas.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal, business plan and associated economic analysis, the Regional Center will engage in the following economic activities: construction and development of infrastructure projects in the Regional Center.

The Regional Center shall focus on offering EB-5 compliant capital investment opportunities into new commercial enterprises in the following target industry economic clusters:

1. NAICS 236220 Commercial & Institutional Building Construction
2. NAICS 711310 Promoters of Performing Arts, Sports and Similar Events
3. NAICS 721110 Hotels (except Casino Hotels) and Motels
4. NAICS 722110 Full-Service Restaurants

5. NAICS 451110 Sporting Goods Stores

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for capital investments in new commercial enterprises located within and affiliated with the approved Regional Center area.

For any alien requesting the reduced threshold of \$500,000 based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise.

EMPLOYMENT CREATION

Immigrant investors who file petitions for capital investments in new commercial enterprises located within and affiliated with the Regional Center area must fulfill all of the requirements set forth in INA 203(b)(5), 8 CFR 204.6, and 8 CFR 216.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. The determination whether the alien investor has met the job creation requirements will be established by a review of the required initial evidence at 8 CFR 204.6(j) and 8 CFR 216.6(a)(4) for the Form I-526 and Form I-829 petitions, respectively. The capital investment and job creation activities outlined in the individual petitions must fall within the bounds of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. The immigrant investor must show at the time of removal of conditions that they performed the activities described in Form I-526 petition, and the activities must be based on the approved regional center methodology for demonstrating job creation. The approved econometric model is IMPLAN.

In addition, where job creation is claimed based on multipliers rooted in revenue generated by businesses occupying space and estimated project costs expenditures, the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of indirect and/or induced jobs to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B) and reasonable methodologies pursuant to 8 CFR 204.6(m)(7)(ii).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new indirect jobs based on multipliers tied to job creation inputs such as revenue generated by businesses occupying space and estimated project expenditures costs, needs to be supported by evidence showing the space is occupied by such businesses and that the funds were expended in the job-creating activity. Such evidence may include reasonable methodologies like multiplier tables, feasibility studies, and other economically or statistically valid forecasting devices which indicate the likelihood that the alien's investment has resulted in increased employment.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved documents:
 - a. Operating Agreement Submission date October 5, 2011
 - b. Subscription Agreement Submission date October 5, 2011
 - c. Escrow Agreement Submission date October 5, 2011
 - d. Private Placement Memorandum Submission date October 5, 2011

Note: Each petition must also include any other evidence that is relevant to a proposed investment project, such as, licenses and permits, building contracts, construction costs, building projections and timelines, Feasibility study, advisory opinions, etc.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information in order to provide the information required on the Form I-924A supplement. Form I-924A, Supplement to Form I-924 is available in the "Forms" section on the USCIS website at www.uscis.gov.

Effective November 23, 2010, the failure to timely file a Form I-924A Supplement for each fiscal years in which the regional center has been designated for participation in the Immigrant Investor Pilot Program will result in the issuance of an intent to terminate the participation of the regional center in the Pilot Program, which may ultimately result in the termination of the approval and designation of the regional center.

Note: The requirement for the filing of Form I-924A Supplement commenced in fiscal year 2011. Each regional center that remains designated for participation in the pilot program as of September 30, 2012 must submit the Form I-924A Supplement with the required supporting documentation on or before December 29, 2012.

Kansas Regional Center/RCW1101050144/(Formerly W09004100)

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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "R. Melville", with a stylized flourish at the end.

Rosemary Langley Melville
Director
California Service Center

cc: Charles C. Foster, Esq.



**U.S. Citizenship
and Immigration
Services**

May 21, 2009

George W Elkins
C/O American Dream Fund, Inc
2141 Rosecrans, Ste 5100
El Segundo, CA 90245

*****AMENDED*****

Application: Request for Designation as a Regional Center
Applicant(s): George W Elkins

Re: Los Angeles Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on Sept. 26, 2008, George W Elkins submitted a proposal seeking approval and designation by U.S. Citizenship and Immigration Services (USCIS) of the Los Angeles Regional Center.

Based on its review and analysis of your proposal, and of your response to the USCIS Request For Evidence, USCIS hereby designates Los Angeles Regional Center as a Regional Center within the Immigrant Investor Pilot Program and approves the request as described below:

GEOGRAPHIC AREA:

The Los Angeles Regional Center shall have a geographic scope which includes entire County of Los Angeles, Ca.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activities: Real Estate Construction and Management.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises, in the following 5 target industry economic clusters:

1. Hotel
2. Manufacturing

3. Retail
4. Medical Offices
5. Nursing Homes and Assisted Living Facilities

If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster.

Aliens seeking immigrant visas through the Immigrant Investor Pilot Program may file individual petitions with USCIS for these commercial enterprises located within the approved Regional Center area.

The geographic focus of this area may contain some High Unemployment Targeted Employment Areas (TEAs) as designated by the State of California. Therefore, the minimum capital investment threshold for any individual immigrant investment into an approved commercial enterprise throughout the Regional Center shall be not less than \$500,000, if the investment target is located within a TEA or \$1,000,000 if it is located outside of a TEA. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs indirectly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

In addition, where job creation or preservation of existing jobs is claimed based on a multiplier rooted in underlying new "direct jobs", the immigrant investor's individual I-526 petition affiliated with your Regional Center, should include as supporting evidence:

- A comprehensive detailed business plan with supporting financial, marketing and related data and analysis providing a reasonable basis for projecting creation of any new direct jobs for "qualifying employees" to be achieved/realized within two years pursuant to 8 CFR 204.6(j)(4)(B).

An alien investor's I-829 petition to remove the conditions which was based on an I-526 petition approval that involved the creation of new direct jobs or the creation of new indirect jobs based on a multiplier tied to underlying new direct jobs needs to be properly supported by evidence of job creation. To support the full number of direct and indirect new jobs being claimed in connection with removal of conditions, the petition will need to be supported by probative evidence of the number of new direct full time (35 hours per week) jobs for qualified employees whose positions have been created as a result of the alien's investment. Such evidence may include copies of quarterly state employment tax reports, Forms W-2, Forms I-9, and any other pertinent employment records sufficient to demonstrate the number of qualified employees whose jobs were created directly.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter, the Regional Center approval and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.
4. A legally executed copy of the USCIS approved:
 - a. Private Placement Memorandum;
 - b. Subscription Agreement; and
 - c. Limited Partnership Agreement.

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment. Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

- b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.
4. Be prepared to provide:
- a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment/remuneration/profit/return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
- a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.
6. Be prepared to provide:
- a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal

Fiscal Year to date made through your Regional Center.

- b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
 - the name and contact information of the responsible official and/or Point of Contact (POC) for the RC
 - the management and administration of the RC,
 - the RC structure,
 - the RC mailing address, web site address, email address, phone and fax number,
 - the scope of the RC operations and focus,
 - the RC business plan,
 - any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
 - the economic focus of the RC, or
 - any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

Los Angeles Regional Center/W09000010
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If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,

Christina Poulos
Director
California Service Center



U.S. Citizenship
and Immigration
Services

August 4, 2010

George Ekins
c/o American Dream Fund
2141 Rosecrans Ave., Suite 5100
El Segundo, CA 90245

Application: Request to Amend Designation as a Regional Center
Applicant: Joseph C. McCarthy, Principal
File no. W09002070

Re: Amendment to Los Angeles Regional Center

Pursuant to Section 610 of the Appropriations Act of 1993, on May 21, 2009, the Los Angeles Regional Center was approved and designated as a regional center to participate in the Immigrant Investor Program. On June 29, 2010, Mr. Joseph McCarthy submitted notification of intent to construct alternative financial delivery mechanisms to be incorporated into the Regional Center proposal as an Amendment to the approval by U.S. Citizenship and Immigration Services (USCIS) of the Los Angeles Regional Center. The additions to the approval of the Los Angeles Regional Center (LARC) are as follows:

Notification of the use of alternative capital transfer mechanisms to be used within the Los Angeles Regional Center, the creation of additional special purpose entities for investment, a \$40,000 subscription fee, the addition of NBS Financial and J.P. Morgan Chase & Co. as financial institutions to be utilized by LARC, and a list of 7 documents to be included with each I-526 filed as part of the Los Angeles Regional Center. These documents are now among those listed in item 4 under "Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)" below.

Based on its review and analysis of your request the USCIS approves the above clarifications to the Business Approach & Structure of the Los Angeles Regional Center.

GEOGRAPHIC AREA:

The Los Angeles Regional Center shall have a geographic scope which includes the entire County of Los Angeles, California. The geographic focus of this area may contain some targeted employment areas (TEAs) and non-targeted areas. The minimum investment amount for non-targeted areas is \$1,000,000 and for targeted areas, \$500,000. If any investment opportunities arise that are beyond the scope of the approved industry clusters, then an amendment would be required to add that cluster. For any alien requesting the

reduced threshold of \$500,000, based upon an investment in a Targeted Employment area, the alien must establish at the time of filing of the I-526 petition that either the investment will be made in a TEA designated area or was in a TEA designated area at the time of the alien's initial investment into the enterprise. No debt arrangement will be acceptable unless it is secured by assets owned by the alien entrepreneur. A full capital investment must be made and placed at risk.

FOCUS OF INVESTMENT ACTIVITY:

As depicted in the economic model, the general proposal and the economic analysis, the Regional Center will engage in the following economic activity: providing capital to existing entities for expanding operations by providing additional equipment, employee salaries and obtaining space.

The Regional Center for EB-5 Immigrant purposes shall focus investments into new commercial enterprises in the following target industry clusters:

1. Hotel
2. Manufacturing
3. Retail
4. Medical Offices
5. Nursing Homes and Assisted Living Facilities

EMPLOYMENT CREATION

Immigrant investors who file petitions for commercial enterprises located in the Regional Center area must fulfill all of the requirements set forth in 8 CFR 204.6, except that the petition need not show that the new commercial enterprises created ten new jobs directly as a result of the immigrant investor's investment. This determination has been established by way of USCIS' acceptance of the final economic analysis that is contained as part of the approved Regional Center proposal and its indirect job creation model and multipliers contained within the final approved Regional Center application package. Rather, the investor must show at the time of removal of conditions that they performed the activities described in the model and on which the approved methodology is based.

Additional Guidelines for individual Immigrant Investors Visa Petition (I-526)

Each individual petition, in order to demonstrate that it is associated with the Regional Center, in conjunction with addressing all the requirements for an individual immigrant investor petition, shall also contain as supporting evidence relating to this Regional Center designation, the following:

1. A copy of this letter and the Regional Center approval letter and designation.
2. A copy of the USCIS approved Regional Center narrative proposal and business plan.
3. A copy of the job creation methodology required in 8 CFR 204.6(j)(4)(iii), as contained in the final Regional Center economic analysis which has been approved by USCIS, which reflects that investment by an individual immigrant investor will create not fewer than ten (10) full-time employment positions, either directly or indirectly, per immigrant investor.

4. A legally executed copy of:

- a. Certificate of Limited Partnership;
- b. Limited Partnership Agreement;
- c. Private Placement Memorandum;
- d. Subscription Agreement;
- e. Operating Agreement;
- f. Bank documents evidencing the investor's deposit to escrow;
- g. Comprehensive Business Plan following the AAO decision *Matter of Ho*;
- h. Econometric analysis of job creation and regional impacts and
- i. TEA certification form the California Business, Transportation & Housing

DESIGNEE'S RESPONSIBILITIES INHERENT IN CONDUCT OF THE REGIONAL CENTER:

The law, as reflected in the regulations at 8 CFR 204.6(m)(6), requires that an approved Regional Center in order to maintain the validity of its approval and designation must continue to meet the statutory requirements of the Immigrant Investor Pilot Program by serving the purpose of promoting economic growth, including increased export sales (where applicable), improved regional productivity, job creation, and increased domestic capital investment.

Therefore, in order for USCIS to determine whether your Regional Center is in compliance with the above cited regulation, and in order to continue to operate as a USCIS approved and designated Regional Center, your administration, oversight, and management of your Regional Center shall be such as to monitor all investment activities under the sponsorship of your Regional Center and to maintain records, data and information on a quarterly basis in order to report to USCIS upon request the following year to date information for each Federal Fiscal Year¹, commencing with the initial year as follows:

1. Provide the principal authorized official and point of contact of the Regional Center responsible for the normal operation, management and administration of the Regional Center.
2. Be prepared to explain how you are administering the Regional Center and how you will be actively engaged in supporting a due diligence screening of its alien investors' lawful source of capital and the alien investor's ability to fully invest the requisite amount of capital.
3. Be prepared to explain the following:
 - a. How the Regional Center is actively engaged in the evaluation, oversight and follow up on any proposed commercial activities that will be utilized by alien investors.
 - b. How the Regional Center is actively engaged in the ongoing monitoring, evaluation, oversight and follow up on any investor commercial activity affiliated through the Regional Center that will be utilized by alien investors in order to create direct

¹ A Federal Fiscal Year runs for twelve consecutive months from October 1st to September 30th.

and/or indirect jobs through qualifying EB-5 capital investments into commercial enterprises within the Regional Center.

4. Be prepared to provide:
 - a. the name, date of birth, petition receipt number, and alien registration number (if one has been assigned by USCIS) of each principal alien investor who has made an investment and has filed an EB-5/I-526 Petition with USCIS, specifying whether:
 - i. the petition was filed,
 - ii. was approved,
 - iii. denied, or
 - iv. withdrawn by the petitioner, together with the date(s) of such event.
 - b. The total number of visas represented in each case for the principal alien investor identified in 4.a. above, plus his/her dependents (spouse and children) for whom immigrant status is sought or has been granted.
 - c. The country of nationality of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - d. The U.S. city and state of residence (or intended residence) of each alien investor who has made an investment and filed an EB-5/I-526 petition with USCIS.
 - e. For each alien investor listed in item 4.a., above, identify the following:
 - i. the date(s) of investment in the commercial enterprise;
 - ii. the amount(s) of investment in the commercial enterprise; and
 - iii. the date(s), nature, and amount(s) of any payment, remuneration, profit, return on investment made to the alien investor by the commercial enterprise and/or Regional Center from when the investment was initiated to the present.
5. Be prepared to identify/list each of the target industry categories of business activity within the geographic boundaries of your Regional Center that have:
 - a. received alien investors' capital, and in what aggregate amounts;
 - b. received non-EB-5 domestic capital that has been combined and invested together, specifying the separate aggregate amounts of the domestic investment capital;
 - c. of the total investor capital (alien and domestic) identified above in 5.a and 5.b, identify and list the following:
 - i. The name and address of each "direct" job creating commercial enterprise.
 - ii. The industry category for each indirect job creating investment activity.

6. Be prepared to provide:
 - a. The total aggregate number of approved EB-5 alien investor I-526 petitions per each Federal Fiscal Year to date made through your Regional Center.
 - b. The total aggregate number of approved EB-5 alien investor I-829 petitions per each Federal Fiscal Year to date through your Regional Center.
7. The total aggregate sum of EB-5 alien capital invested through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
8. The combined total aggregate of "new" direct and/or indirect jobs created by EB-5 investors through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
9. If applicable, the total aggregate of "preserved" or saved jobs by EB-5 alien investors into troubled businesses through your Regional Center for each Federal Fiscal Year to date since your approval and designation.
10. If for any given Federal Fiscal Year your Regional Center did or does not have investors to report, then provide:
 - a. a detailed written explanation for the inactivity,
 - b. a specific plan which specifies the budget, timelines, milestones and critical steps to:
 - i. actively promote your Regional Center program,
 - ii. identify and recruit legitimate and viable alien investors, and
 - iii. a strategy to invest into job creating enterprises and/or investment activities within the Regional Center.
11. Regarding your website, if any, please be prepared to provide a hard copy which represents fully what your Regional Center has posted on its website, as well as providing your web address. Additionally, please provide a packet containing all of your Regional Center's hard copy promotional materials such as brochures, flyers, press articles, advertisements, etc.
12. Finally, please be aware that it is incumbent on each USCIS approved and designated Regional Center, in order to remain in good standing, to notify the USCIS within 15 business days at USCIS.ImmigrantInvestorProgram@dhs.gov of any change of address or occurrence of any material change in:
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 - the management and administration of the RC,
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- the RC mailing address, web site address, email address, phone and fax number,
- the scope of the RC operations and focus,
- the RC business plan,
- any new, reduced or expanded delegation of authority , MOU, agreement, contract, etc. with another party to represent or act on behalf of the RC,
- the economic focus of the RC, or
- any material change relating to your Regional Center's basis for its most recent designation and/or reaffirmation by USCIS.

If you have any questions concerning the Regional Center approval and designation under the Immigrant Investor Pilot Program, please contact the USCIS by Email at USCIS.ImmigrantInvestorProgram@dhs.gov.

Sincerely,



Barbara Velarde
Acting Director
California Service Center