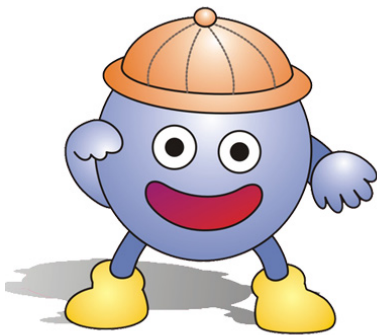




IMMIGRATION LAW REPORT

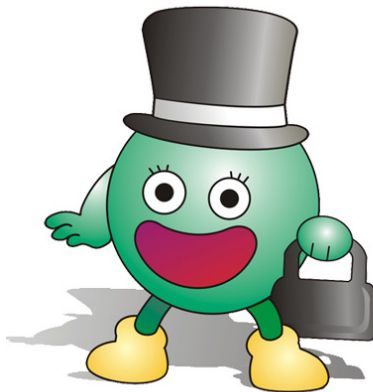
VOLUME TWO NUMBER THREE

April 2005



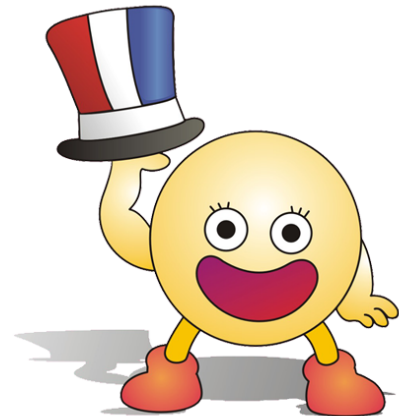
Immi, Jr.

Immi, Jr. will address nonimmigrant issues.



Immi

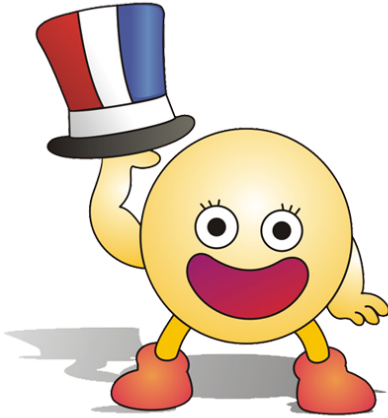
Immi will address immigrant issues.



Citizen Immi

Citizen Immi will address citizenship issues.

IMMEDIATE INFORMATIONAL RELEASES:



***Citizen Immi says: CPB HAS NEW CHANGE!!!!
Travelers, you will receive a new stamp in your passport
with special security features.***

U.S. CUSTOMS AND BORDER PROTECTION ANNOUNCES NEW ADMISSION STAMP DESIGN FOR U.S. VISITORS

SOURCE: U.S. CUSTOMS AND BORDER PROTECTION

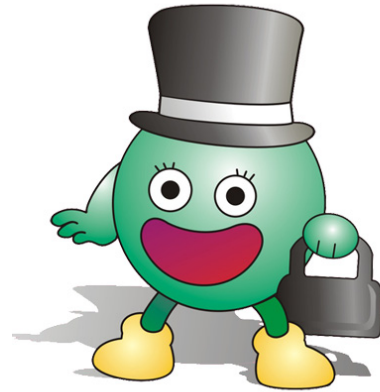
Washington, D.C. – *U.S. Customs and Border Protection (CBP) has announced that beginning March 1, 2005 travelers to the United States will receive a newly designed admission stamp in their passport. The new stamp was designed with special security features that make it harder for counterfeiters to alter travel documents.*

Coinciding with the second anniversary of the formation of U. S. Customs and Border Protection under the Department of Homeland Security, the stamp will no longer indicate the admitting agency as U.S. Immigration and Naturalization Service (INS). Instead the new stamp states “Department of Homeland Security, U.S. Customs and Border Protection” signifying the merger of portions of the INS, Animal and Plant Health Inspection Service, Border Patrol and the U.S. Customs Service into one unified agency protecting the Nation’s borders.

In addition to the new stamp design, travelers will also notice the color of the ink has been changed from its former orange/rust color to that of Red and Blue. The two-color approach was also employed to thwart counterfeiting. The new stamp will still continue to serve as an indication of lawful admission and will be annotated with the class of admission and authorized period of stay.

The new admission stamp and security ink was successfully tested at the JFK International Airport in New York beginning on January 1, 2005. Upon the completion of the trial period, the remaining ports of entry will begin using the new stamp and ink effective midnight March 1, 2005.

Immi says: Don't worry!!! Time will not be an issue.

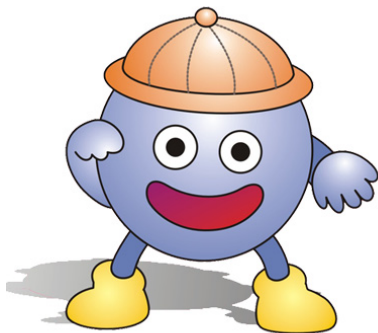


AAO ALLOWS RECAPTURE OF H-1B TIME

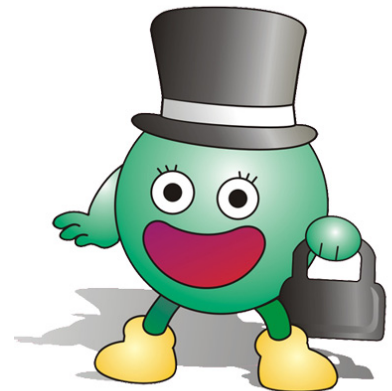
SOURCE: AMERICAN IMMIGRATION LAWYERS ASSOCIATION (AILA)

In a non-precedent decision, the AAO concluded that time spent outside the U.S. during the 6 years as an H-1B should not be counted toward the 6 years of H1B time, and thus the H-1B can be extended for the number of days the individual was shown to have been outside the country.

The time an H1B beneficiary spends in the United States is dependent on the period(s) of lawful admission. The beneficiary is admitted to the United States each time he has returned from outside the country, and so the total period for which he can be in lawful H-1B status in the United States is six years. When the H1B beneficiary is outside the country, then the beneficiary is not in any status for U. S. immigration purposes. By virtue of departing the country, the beneficiary has broken the period of his H-1B status, and thereby renews his H1B status with each readmission to the United States.



Immis say: Good news!!!



USCIS ISSUES FACT SHEET ON AUTOMATIC EAD EXTENSION FOR SALVADORAN TPS BENEFICIARIES

SOURCE: AMERICAN IMMIGRATION LAWYERS ASSOCIATION (AILA)

Automatic 6-month extension of existing TPS-based employment authorization:

- USCIS reminds employers that, on January 7, 2005, the Secretary of Homeland Security published a notice in the Federal Register granting an 18-month extension of Temporary Protected Status (TPS) for eligible Salvadorans. This

TPS extension, which covers approximately 248,000 Salvadorans takes effect March 9, 2005 and will remain in effect until September 9, 2006.

- Anticipating that some re-registrants might not receive their new employment authorization documents (EADs) until after the March 9, 2005 expiration date listed on their earlier EADs, the Secretary of Homeland Security extended the validity of Salvadoran TPS-based EADs for six months, from March 9, 2005 to September 9, 2005.
- Qualified Salvadoran individuals may satisfy their part of the Form I-9, Employment Eligibility Verification requirements by presenting to their employer a TPS-based EAD as proof of identity and employment authorization until September 9, 2005. Although not required to do so, a qualified individual may minimize confusion at the time of Form I-9 verification or re-verification by providing his or her employer a copy of the January 7, 2005 Federal Register notice that automatically extended the TPS-based EAD

The Federal Register announcement is available on the web at:

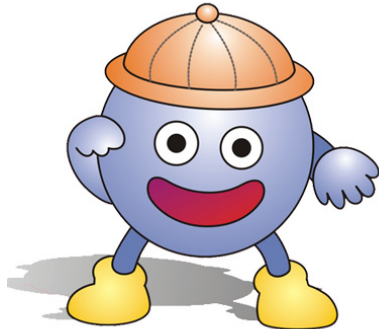
<http://a257.g.akamaitech.net/7/257/2422/01jan20051800/edocket.access.gpo.gov/2005/05-441.htm>

In the alternative, any legally acceptable document or combination of documents listed in List A, List B, or List C of the Form I-9 may be presented as proof of identity and employment eligibility; it is the choice of the employee.

- **Automatic extension of employment authorization is limited to individuals with EADs bearing an expiration date of March 9, 2005, and the notation: “A-12” or “C-19” on the face of the card under “Category” for EADs issued on Form I-766; or “274a.12(a)(12)” or 274a.12(c)(19)” on the face of the card under “Provision of Law” for EADs issued on Form I-688B. New EADs or extension stickers showing the September 9, 2005 expiration date will not be issued.**

Employers should not request proof of El Salvadoran citizenship. Employers presented with an EAD that has been extended pursuant to the relevant Federal Register notice, if the EAD appears to be genuine and appears to relate to the employee, should accept the EAD as a valid “List A” document and should not ask for additional Form I-9 documentation.

QUICK INFORMATIONAL BYTES:

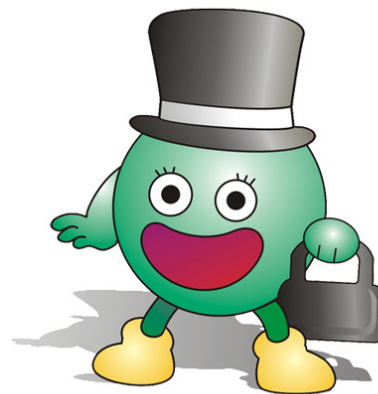


Immi, Jr. says: When you are transferring from one school to another, you have the responsibility to meet face-to-face with your new international student advisor once you begin classes at the new school.

SOURCE: TERRENCE L. OLSEN, ESQ., OLSEN LAW FIRM

Immi says: If you travel with the Advance Parole, make sure you get both of your Advance Parole Documents back from the CIS officer: One will be one stamped and one will not be stamped.

SOURCE: TERRENCE L. OLSEN, ESQ., OLSEN LAW FIRM



Citizen Immi says: When you are going to apply for U.S. Citizenship, make sure your green card is still valid.

SOURCE: TERRENCE L. OLSEN, ESQ., OLSEN LAW FIRM

QUESTIONS AND ANSWERS:

Explanation: If you have questions concerning immigration related issues or concerns and are of a non-advice and pure general interest nature, please e-mail them to tolsen@tlolaw.com.

IMPORTANT IMMIGRATION RELATED WEB SITES:

<http://uscis.gov/graphics/index.htm>

- US Citizenship and Immigration Services Web Link

<http://www.dol.gov/>

- Dept. of Labor Web Link

<http://www.state.gov/>

- Dept. of State Web Link

<http://www.embassy.org/>

- Embassies in Washington D.C. Web Link

<http://www.aviso.net/government/embassies/>

- Embassies Located Inside and Outside U.S. Web Link

CONTACT INFO:

Please visit: www.tlolaw.com for our web site

Terry Olsen, Attorney, tolsen@tlolaw.com , 423-648-9390 and 423-648-9370 (for Chinese and Taiwanese language assistance)

Disclaimer

OLSEN LAW FIRM provides the information on these pages as a public service, free of charge. Information contained on these pages is not intended as, and should not be taken as, legal advice. The use of information provided on these pages should not be taken as establishing any contractual or other form of attorney-client relationship between OLSEN LAW FIRM and the reader or user of this information.

While we would like to hear from you, please understand that merely contacting us does not create an attorney-client relationship between us. We cannot represent you or become your lawyers in any way unless (1) we know that doing so would not create conflict of interest with any of the clients we currently represent or have represented in the past and (2) satisfactory arrangements have been made between us for our representation.

While we have provided links to other World Wide Web sites, we cannot be and are not responsible for the contents of these other sites. We expressly disclaim any liability with respect to actions taken or actions not taken based on content received from a third-party web site linked, directly or indirectly, to the OLSEN LAW FIRM web site.

The link to another site is not to be construed in any way as an endorsement of the host, the site, or the information contained therein, nor is such link to be inferred as an association or affiliation with the host.

Listing of related or included practice areas herein by individual attorneys or by OLSEN LAW FIRM does not constitute or imply a representation of Certification of Specialization.

Immi, Jr., Immi, and Citizen Immi © 2002 by Terrence L. Olsen.