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VEPACHEDU EDUCATIONAL FOUNDATION

The Andhra Journal of Industrial News

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Issue 139

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BUSINESS VISITOR VISA: B1

RECREATION VISA: B2

BUSINESS VISITOR VISA: B1

The United States has a long history of welcoming immigrants from all parts of the world. The United States values the contributions of immigrants who continue to enrich this country and preserve its legacy as a land of freedom and opportunity.

Generally, a citizen of a foreign country (alien) who wishes to enter the United States must first obtain a visa, either a nonimmigrant visa for temporary stay, or an immigrant visa for permanent residence.

Alien travelers coming to the United States to conduct temporary business, for example business meetings and consultations, attending conventions and conferences, or negotiating contracts, need visitor visas unless they qualify for entry under the Visa Waiver Program.

Visitor visas are nonimmigrant visas for aliens who want to enter the United States temporarily. A B-1 visa is a nonimmigrant visa for aliens to visit the United States for participating in business activities of a commercial or professional nature in the United States, including, but not limited to:

- Consulting with business associates
- Traveling for a scientific, educational, professional or business convention, or a conference on specific dates
- Settling an estate
- Negotiating a contract
- Participating in short-term training
- Transiting through the United States: certain persons may transit the United States with a B-1 visa
- Deadheading: certain air crewmen may enter the United States as deadhead crew with a B-1 visa

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Initial period of stay in the United States: Generally up to 6 months, with possible extensions. Maximum total amount of time permitted in B-1 status on any one trip is generally 1 year. At the port of entry, an immigration official must authorize admission to the United States, and, if eligible for admission, the officer may admit the alien initially for the period necessary to carry out your business activities, up to a maximum period of 1 year.

Alien needs to demonstrate the following in order to be eligible to obtain a B-1 visa:

- The purpose of the trip is to enter the United States for business of a legitimate nature
- Plan to remain for a specific limited period of time
- Have the funds to cover the expenses of the trip and your stay in the United States
- Have a residence outside the United States in which you have no intention of abandoning, as well as other binding ties which will ensure your return abroad at the end of the visit
- Applicant is otherwise admissible to the United States

DS-160: ONLINE NONIMMIGRANT VISA APPLICATION

The Online Nonimmigrant Visa Application form (DS-160) is for temporary travel to the United States, and for K (fiancé) visas. Visa applicants must submit a completed DS-160 for all nonimmigrant visa categories, including applicants applying for K visas. Consular Officers use the information entered on the DS-160 to process the visa application and, combined with a personal interview, determine an applicant's eligibility for a nonimmigrant visa.

After submitting Form DS-160, print the confirmation page and bring it to your interview.

Next, pay the non-refundable visa application fee, if required to pay it before your interview. Then, make an appointment for an interview at the U.S. Embassy or Consulate where you pay to apply for your visa.

You can learn how to schedule an appointment for an interview, pay the application processing fee,

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review embassy-specific instructions, and much more by visiting the website of the U.S. Embassy or Consulate where you will be applying at usembassy.gov.

The following requirements apply for B1 Visa Eligibility:

1. Show that business activities primarily benefit a non-U.S. based company
2. Stay in the United States only for a short, specific and limited time period, typically under 6 months
3. Visit is in connection with setting up a new business or office in the United States (such as looking for office space, negotiating leases, etc.) or to participate in meetings and conduct other business activities
4. Have enough funds to cover your expenses while in the United States
5. Receive no income from a U.S. source while in the United States
6. Maintain foreign ties and residence abroad

Some of the evidence the alien may submit to demonstrate your intent to remain for a limited time includes:

- Ticketed return travel, evidence of other meetings or time-sensitive activities you need to engage in after returning.
- Evidence of property ownership in your home country, ties to family (such as a spouse and children), and evidence of employment in your home country.
- Evidence that your participation in an incubator or accelerator program is for a limited duration.
- Documentation regarding credit limits, bank accounts, cash on hand, or other means to pay for your expenses.
- Evidence that expenses have already been paid, such as ticketed (domestic) air travel.

Employment Authorization

The following types of B-1 business visitors require employment authorization:

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A personal or domestic servant who is accompanying or following to join an employer who seeks admission into, or is already in, the United States in a B, E, F, H, I, J, L, or TN nonimmigrant classification.

A domestic servant of a U.S. citizen accompanying or following to join his or her U.S. citizen employer who has a permanent home or is stationed in a foreign country, and who is temporarily visiting the United States.

An employee of a foreign airline engaged in international transportation of passengers freight, whose position with the foreign airline would otherwise entitle the employee to treaty trader nonimmigrant classification (E-1) and who is precluded from such classification solely because the employee is not a national of the country of the airline's nationality or because there is no treaty of commerce and navigation in effect between the United States and the country of the airline's nationality.

Note: All applicants for a B-1 visa or admission as a B-1 business visitor as a personal or domestic servant described above must demonstrate the following:

- Alien has a residence abroad in which Alien has no intention of abandoning
- Alien has at least 1 year of experience as a personal or domestic servant
- Alien has been employed abroad by the employer for at least 1 year prior to the employer's admission into the United States or if the alien has been employed abroad by the employer for less than 1 year, the employers must show that while abroad, they have regularly employed a domestic servant in the same capacity as that intended for alien's employment
- Before the alien may commence employment in any of the above three activities, the alien will need to file Form I-765, Application for Employment Authorization.

RECREATION VISA: B2

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Generally, a citizen of a foreign country (alien) who wishes to enter the United States must first obtain a visa, either a nonimmigrant visa for temporary stay, or an immigrant visa for permanent residence.

Alien travelers coming to the United States to conduct temporary business, for example business meetings and consultations, attending conventions and conferences, or negotiating contracts, need visitor visas unless they qualify for entry under the Visa Waiver Program.

Visitor visas are nonimmigrant visas for aliens who want to enter the United States temporarily. A B-2 visa for aliens is to visit the United States for pleasure and recreational purposes, including:

- tourism vacation (holiday)
- visit with friends or relatives
- medical treatment
- participation in social events hosted by fraternal, social, or service organizations
- participation by amateurs in musical, sports, or similar events or contests, if not being paid

for participating enrollment in a short recreational course of study, not for credit toward a degree (for example, a two-day cooking class while on vacation)

If the purpose of the planned travel is recreational in nature, including tourism, visiting friends or relatives, rest, or is related to medical treatment, activities of a fraternal, social, or service nature, or participation by amateurs who will receive no remuneration in musical, sports and similar events or contests, then a visitor visa (B-2) would be the appropriate type of visa for the travel. Persons planning to travel to the United States for a different purpose including students, temporary workers, crew members, or journalists, must apply for a different category of visa.

Initial period of stay in the United States: Generally up to 6 months, with possible extensions.

Travelers coming to the United States for tourism or business (B-1 or B-2 category visa) purposes for 90 days or less from qualified countries may be eligible to travel without a visa if they meet the Visa Waiver Program (VWP) requirements. Currently, 38 countries participate in the VWP. For a list of participating countries and additional information on VWP requirements, please see the U.S Department of State website (travel.state.gov).

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DS-160: ONLINE NONIMMIGRANT VISA APPLICATION

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After submitting Form DS-160, print the confirmation page and bring it to your interview. Next, pay the non-refundable visa application fee, if required to pay it before your interview. Then, make an appointment for an interview at the U.S. Embassy or Consulate where you pay to apply for your visa. You can learn how to schedule an appointment for an interview, pay the application processing fee, review embassy-specific instructions, and much more by visiting the website of the U.S. Embassy or Consulate where you will be applying at usembassy.gov.

The following requirements apply for B2 Visa Eligibility:

- 1) The visit is purely temporary and for activities permitted under the B-2
- 2) For medical treatment, documentation of the need for treatment in the United States and the financial ability to pay for the treatment

Some of the evidence needed to demonstrate intent to remain for a limited time includes:

- That the purpose of their trip is to enter the United States temporarily for pleasure;
- That they plan to remain for a specific, limited period;
- Evidence of funds to cover expenses in the United States;
- That they have a residence outside the United States as well as other binding ties that will

ensure their departure from the United States at the end of the visit.

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VISA WAIVER PROGRAM

Travelers coming to the United States for tourism or business (B-1 or B-2 category visa) purposes for 90 days or less from qualified countries may be eligible to travel without a visa if they meet the Visa Waiver Program (VWP) requirements. Currently, 38 countries participate in the VWP.

COMPLETE THE ONLINE VISA APPLICATION

Online Nonimmigrant Visa Application, Form DS-160 – Learn more about completing the DS-160. You must: 1) complete the online visa application and 2) print the application form confirmation page to bring to your interview.

Photo – You will upload your photo while completing the online Form DS-160. Your photo must be in the format explained in the Photograph Requirements.

SCHEDULE AN INTERVIEW

While interviews are generally not required for applicants of certain ages outlined below, consular officers have the discretion to require an interview of any applicant, regardless of age.

WAIT TIME

Wait times for interview appointments vary by location, season, and visa category, so you should apply for your visa early.

REFERENCES AND NOTES

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<http://www.avvo.com/profile/dashboard>.

(2) B-1 Temporary Business Visitor: <http://www.uscis.gov/working-united-states/temporary-visitors-business/b-1-temporary-business-visitor>

2) Visitor Visa: <http://travel.state.gov/content/visas/en/visit/visitor.html>

3) Exception - You may be exempt from the visa requirement if you are from a visa waiver Country.

(https://help.cbp.gov/app/answers/detail/a_id/1550/session/L2F2LzEvdGltZS8xNDQ2NzA4MDYwL3NpZC9TRzFvNEpBbQ%3D%3D/~/%2Fvisa-waiver-program---eligible-countries)

4) Apply For a Nonimmigrant Visa: <https://ceac.state.gov/genniv/>

5) VISITOR VISAS, BUSINESS AND PLEASURE http://travel.state.gov/content/dam/visas/VisaFlyer_B1B2%20March%202015.pdf

Additional Sources: The information published here is available from the primary sources cited above, and also from secondary sources such as: New York Times (NYT), Washington Post (WP), Mercury News, Bayarea.com, Chicago Tribune, USA Today, Intellihealthnews, Deccan Chronicle (DC), the Hindu, Hindustan Times, Times of India, AP, Reuters, AFP, womenfitness.net, about.com, mondaq.com, etc

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Om! Asatoma Sadgamaya, Tamasoma Jyotirgamaya, Mrityorma Amritamgamaya, Om Shantih, Shantih, Shantih! (Aum! Lead the world from wrong path to the right path, from ignorance to knowledge, from mortality to immortality, and peace!)

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