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PRACTICE AREAS

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L-1 Visas H-1B H-1B Transfers Visas TN Visas (NAFTA) Special Visas for Other Countries Australia Chile / SingaporeE-1 E-1 Visas E-2 Visas PERM Labor Certification

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Spouse / Fiancee Visas Permanent Residence for Family Within U.S. Naturalization / Citizenship

AMNESTY

Foreign Workers Being Questioned About their Jobs

Posted: May 3rd, 2010

As mentioned previously on this blog, the U.S. Citizenship and Immigration Services (the "USCIS") has site inspectors who check up on companies who are employing foreign workers on H, L, and other non-immigrant work visas, showing up unannounced to interview the employee about their job positions and their work visas.

Any failure to answer their questions properly can lead to a great deal of trouble for the worker and his or her sponsoring company, so it pays to be prepared for a random site visit.

Sponsoring companies should know that a sponsored foreign worker can and will be questioned about the following:

*Any discrepancies between the information provided to the USCIS by the sponsoring company and the worker;

*Who paid for the USCIS petition filing costs for the applicable work visa;

*What type of degree(s) the worker has;

*Where the worker obtained their degree(s);

*The worker's job title;

*The worker's job duties;

*The worker's hours of duty;

*The worker's salary; and

*The worker's regular place(s) of work.

If the answers to any of these questions are inconsistent with information provided to the USCIS by the sponsoring company or the foreign worker in filings with the USCIS, then further action by the government can ensue.



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For information on how to prepare for site visits by the USCIS, and how to deal with sponsorship of foreign workers generally, check out our website or call our offices at (847) 564-0712.