



Three-Part Telephone & E-mail Seminar:

H-1B For Beginners

Speakers: Karen Weinstock, Russell C. Ford, Loan T. Huynh, Cora D. Tekach, Aimee Todd and Roger Tsai

Available on CD

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We are the leading immigration law publisher. Our free *Immigration Daily* reaches an audience of over 30,000 subscribers. Our immigration portal web site is the largest on the Internet with over 50,000 pages of information. We assist your practice via our periodicals, seminars, and Yellow Pages. *Disclaimer: participation in this seminar does not create an attorney-client relationship with the speakers.*

Seminar Outline

FIRST Phone Session on February 12:

- Overview and requirements for the H-1B visa
- Understanding the cap problem, brief analysis of cap exemptions
- Does the person qualify for an H-1B: specialty occupations, educational and work equivalency evaluations, degree mismatch issues, combinations
- Dual representation issues: Must the attorney represent both parties? How to do so properly? What to do when a conflict arises?
- Is it OK to deduct attorney fees from the required wage?
- Attorney's fees issues; who is paying which fee?
- Dealing with pre-filing gaps in employment
- Best practices for obtaining a credential evaluation

SECOND Phone Session on March 12:

- History and overview of the labor condition application
- Basic Requirements of the LCA
- Wage and benefit issues
- Prevailing wage issues in the H-1B and Labor Certification
- What is the difference between actual vs. prevailing wages?
- What is a Public Access File and what documents are included in it?
- What documents are required to be maintained for public viewing versus audit?
- What is Benching: Maternity Leave vs. License?
- When does the payment of wage obligation begins?

THIRD Phone Session on April 9: Post Filing Issues

- How to responding to the dreaded RFE?
- Obtaining H-1B Extensions
- AC21 portability and current issues with transfers
- Dealing with gaps in employment post-filing including lay-offs, downsizing, leaves of absence
- When can my client travel abroad and still be able to come back to resume H-1B employment?
- Planning the case from H-1B to Permanent Residency, and why you should
- 7th year H-1B extensions vs. concurrent filing of I-140 and I-1485
- How to deal with changes in the H-1B job, location, or corporate changes?

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About the Speakers

Karen Weinstock (Discussion Leader) authored and is editor of [THE H-1B BOOK](#), published by ILW.COM. She is the managing attorney of Siskind Susser's office in Atlanta, Georgia. Karen graduated law school from Hebrew University School of Law in Jerusalem, Israel and has a license to practice law both in Israel and in New York State. She is also admitted to practice before the Supreme Court of the United States, the United States Federal Court of the Southern and Eastern Districts of New York, and the U.S. Court of Appeals for the 5th, 9th and 11th Circuits. Karen is fluent in English, Hebrew and speaks some Spanish. She is a member of the New York Bar Association and the American Immigration Lawyers Association. She is also a member of the Board of Directors of the American-Israel Chamber of Commerce and an outgoing member of the Board of Directors of the Georgia Indo-American Chamber of Commerce. She also sat on the Board of Directors of the Georgia Association for Women Lawyers, and is a member of the Lawyer's Club of Atlanta. She was also nominated for the 2006 International Women of Influence Awards presented by GlobalEXECWomen and the International Council. Karen Weinstock worked in an Intellectual Property firm in Tel Aviv and later in one of Jerusalem's largest law firms. Immediately prior to joining Siskind Susser, Karen had a solo law practice in New York City, focusing on serving international clientele doing business or working in the U.S. Having practiced corporate law, Karen can accommodate the special needs of multinational corporations. She represents U.S. and international companies, and specializes in the technology and healthcare areas. She focuses on serving entrepreneurs, business owners and physicians from all over the world. Karen authors and is the editor of Siskind Susser's Visalaw Health Care Immigration Newsletter and also contributes to Siskind's Immigration Bulletin, a newsletter with over 30,000 subscribers. She also writes for newspapers and is a keynote speaker at immigration law forums and events.

Russell C. Ford is an associate in Littler Mendelson. Mr. Ford has practiced immigration law since 1999 and regularly represents colleges and universities, private and public employers, and individuals in a wide variety of immigration-related issues. He is a frequent lecturer on immigration issues including at the 2007 and 2006 national conferences of the National Association of College and University Attorneys, 2005 Institute for Higher Education and the Law, 2005 ICLE Employment Law Conference, 2004 NACUA Teleconference on Immigration Law Hot Topics, and 2004 NACUA Mid-Year Conference on Hiring the Foreign National Employee.

Loan T. Huynh is a shareholder in the Immigration Group at Fredrikson & Byron. Loan practices exclusively in immigration and nationality law. Her practice focuses on employment and family based immigration, worksite enforcement and corporate compliance (I-9, E-verify, and ICE/DOL audits), and H2A agricultural and H2B nonagricultural workers. Loan has extensive experience working with companies in achieving their US and global immigration goals including multinational corporations, educational institutions, and personnel staffing agencies. She has a particular focus representing clients within the agribusiness, biotechnology, and biomedical industries.

Cora D. Tekach is founding attorney of Tekach Law Firm PLLC. Ms. Tekach specializes in business immigration for major corporations and small businesses around the world, having focused exclusively on immigration law for over 15 years. She manages a practice preparing all classifications of nonimmigrant visas, labor certification applications, and employment-based immigrant petitions. Additionally, Ms. Tekach has extensive experience representing families, international organization employees, individuals seeking naturalization, and individuals in removal proceedings. She also provides counsel on legislative and policy matters. Ms. Tekach is an Adjunct Professor of Law at the Catholic University Columbus School of Law Clinic; since 1997 she has been the editor of "The Immigration Act of 1990 Today," a leading treatise on immigration and nationality law; regularly edits and authors publications; and is a frequent speaker on immigration issues. She has appeared as an expert on television, radio, and newsprint, and is fluent in Spanish.

Aimee Todd is of Counsel in Littler Mendelson. Ms. Todd's practice concentrates on business immigration, including temporary working status and permanent residence for professionals, international transfers, investors, researchers, artists and athletes. In securing appropriate status for foreign national employees, Ms. Todd works with the United States Citizenship and Immigration Services, Department of Labor and Department of State. Ms. Todd also provides assistance with global immigration issues for multinational companies and advises companies on general immigration policies, planning and I-9 compliance. Clients include companies in the biotechnology, science, engineering and technology industries as well as colleges and universities, companies in the hospitality industry, retail establishments and professional sports teams.

Roger Tsai is an attorney at the Law Firm of Parsons, Behle & Latimer. Mr. Tsai is a member of the Employment Law department. He concentrates his practice on employment and family-based immigration and worksite enforcement. Mr. Tsai regularly advises companies and universities on how to secure temporary and permanent visas for foreign national employees including H-1B visas and permanent resident status. He has also assisted companies in performing internal audits of their employment eligibility documents (I-9's) and successfully negotiated settlements with Immigration and Customs Enforcement. Mr. Tsai has spoken before the Utah State Legislature and numerous industry groups on immigration worksite enforcement. His articles on immigration worksite enforcement have been published by the American Bar Association, the Utah Bar and the American Immigration Lawyers Association (AILA).