



MAHANDRU ASSOCIATES LLC

E2 - TREATY INVESTOR VISA

Live Your American Dream



E2 Investor Visa Outline

Live & Work in USA

The E2 visa is a non-immigrant visa for investors, entrepreneurs, and people looking to run a business in the United States. With an E2 visa, a person can start a US business or invest in a US business and work for that business.



Live & Work in USA

Investor Visa is designed for alien who wish to make a business investment in the United States (US).

An Example of such investment can be purchasing or opening a business in the US. Visas are normally issued for five years with an option to extend it indefinitely, for two years at a time, as long as the company is still in business and all the above requirements are met.

Alien may pursue a Green Card application in any other category. Alien's spouse and unmarried children less than 21 years will be entitled to a Derivative status and Alien's spouse issued work authorization Card (can work for any employer).



Inspiration and Motivation

**"IF YOU ARE NOT WILLING TO RISK
THE USUAL,
YOU WILL HAVE TO SETTLE FOR THE
ORDINARY."**

- JIM ROHN



E2 - Business Requirements

- Alien must citizen of a Treaty Investment Country.
- Investor can buy a running business or start new enterprise or in case of partnership at least own 51% shares of any business..
- No Point grid means no minimum education requirement, no age limit, no business experience required, and no English proficiency test required.
- Investor position in the company will be as an Executive, Supervisor OR Essential Employee..
- The Investment of the company should be substantial.
- Investment should be from a clear source, own, by selling property or business, inherited money.
- Applicant can choose any state or territory to live in the US.
- Can change or expand business.
- No restriction on business type and no condition on numbers of employees.
- You can travel freely in and out of the US while on a valid E2 visa.



Qualification Criteria

There are seven main criteria's for obtaining an E-2 Principal Investor visa (status):

1- Treaty Country

The applicant must be a citizen of a country that has a relevant treaty with the United States.

2- Ownership

The applicant must own at least 50% of the US business.

3- Develop & Direct

The applicant must develop and direct the business (at least during its initial stage, until managers/supervisors have been hired).



4- Substantial Investment

The applicant must have made a substantial investment in the US business (and show evidence of that investment before applying for the visa). There's no legal minimum, but the applicant must be putting his capital or assets at risk, and the amount must be substantial relative to the type of business. Usually for small businesses and start-ups the amount invested by the principal investor should be around \$100,000. You will need to provide:



i- Business Plan

A detailed breakdown, or spreadsheet, of all funds invested into the U.S. venture;

ii- Proof of Investment

For example: Signed, dated, valid lease for business premises, including evidence of payments; Evidence of equipment and/or inventory purchases; Evidence of intellectual property or other intangibles invested; and Evidence of any other funds spent to acquire and set up the business;

If you are buying an existing business, please provide a signed, dated, valid purchase agreement; and, if applicable, a binding escrow agreement that explicitly confirms how the funds will be distributed if the visa is issued, what happens when it not issued, and is signed and dated by all parties;

If you are purchasing a franchise, please provide a signed and dated franchise agreement, a copy of your franchise disclosure document and evidence of payment of the franchise fee.

iii- Proof of Transfer

Evidence of how the funds invested into the U.S. venture were acquired in the form of documentation of the original source of the funds (sale of property, inheritance, loans, gift, earnings, sale of business, etc.) and evidence that he funds have been moved to the United States.



5- REAL & OPERATING

The US company must be actively engaged in commercial, for profit activities and meet the applicable legal requirements for doing business in its state or region.

6-BUSINESS MARGINALITY

The US business must be more than just a marginal enterprise. The new business cannot be merely a means to support the investor. The underlying goal of the treaty investor visa is to create jobs for US workers.

7- INTENT TO DEPART

The applicant must intend to leave the US when his or her business in the US is completed, although the person is not required to maintain a foreign residence abroad. A statement of intent to depart will suffice.



Nature of Business

BUY AN EXISTING BUSINESS

You can buy an existing and established independent business and inherit a customer base and current financial situation of the business. In this case, you need to do appropriate due diligence to make sure that the business information provided by seller is actual and the business size satisfies requirements of E2 Visa.

OPEN A NEW BUSINESS

If you have a business idea and carry the skills and expertise to execute the idea, then you may establish your own business in USA.

For the entrepreneurs who have a limited small budget to establish a business in USA then starting your own new business is the best idea.

START A FRANCHISE BUSINESS

If you are afraid from the uncertainties and risks associated with opening a new business in a new country and specifically United States and prefer to minimize the risk of losing the investment by taking a more reliable route. Franchises are recognized as “already established business models” which most of the time has been “successfully tested” by the franchisor or through other franchisees in the U.S.



Business Setup & E2 Application Procedure

Step 1

choose the business model which you want to execute, and have it discussed with the consultant.

Step 2

connect with the seller or franchisor to start the business bargain in case of the existing business or franchise or start the registration process of the business with the help of the consultant.

Step 3

do a thorough market research and prepare a detailed and extensive business plan.

Step 4

Transfer the funds to USA and finalize the business deal.

Step 5

Connect with attorney for application preparation.



Step 6

Submit the petition.
with USCIS for Change
Status or Consular
Processing for Visa.

Step 7

Be ready for the RFE
(request for evidences)
form USCIS and an
interview in case of
consular processing.

Step 8

Visa approved –
Live your
American Dream



FAMILY OF E-2 TREATY INVESTORS AND EMPLOYEES

TREATY INVESTORS AND EMPLOYEES MAY BE ACCOMPANIED OR FOLLOWED BY SPOUSES AND UNMARRIED CHILDREN WHO ARE UNDER 21 YEARS OF AGE. THEIR NATIONALITIES NEED NOT BE THE SAME AS THE TREATY INVESTOR OR EMPLOYEE. THESE FAMILY MEMBERS MAY SEEK E-2 NONIMMIGRANT CLASSIFICATION AS DEPENDENTS AND, IF APPROVED, GENERALLY WILL BE GRANTED THE SAME PERIOD OF STAY AS THE EMPLOYEE. IF THE FAMILY MEMBERS ARE ALREADY IN THE UNITED STATES AND ARE SEEKING CHANGE OF STATUS TO OR EXTENSION OF STAY IN AN E-2 DEPENDENT CLASSIFICATION, THEY MAY APPLY BY FILING A SINGLE FORM I-539 WITH FEE.

SPOUSES OF E-2 WORKERS MAY APPLY FOR WORK AUTHORIZATION BY FILING FORM I-765 WITH FEE. IF APPROVED, THERE IS NO SPECIFIC RESTRICTION AS TO WHERE THE E-2 SPOUSE MAY WORK.

E2 Overview



INVESTMENT	AS LOW AS \$50,000
NATURE OF BUSINESS	ANY LEGAL BUSINESS
PROCESS TIME	AS FAST AS 3 WEEKS



Contact Information

**For any questions or
concerns**

MAILING ADDRESS

2000 Duke Street
Alexandria 22314, VA - USA

EMAIL ADDRESS

usimmigrationandvisa@gmail.com

PHONE NUMBER

+1 (213) 927 6537

Skype

USA Support



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