



**WILLIAM J.
SANCHEZ, P.A.**

移民与国际法

如何通过L1签证在美投资和 拓展您的业务

**How to Invest & Grow
Your Business in America
Through the L1 Visa**

关于本律师事务所

About Our Law Firm

www.WSanchezLaw.com

- 30多年来专注于移民和国际法的各个领域
Specializing in all areas of Immigration & International Law for over 30 years
- 被公认为美国领先的移民法律事务所之一
Recognized as one of America's leading Immigration Law Firms
- 专业办理L-1签证，已为数百位客户办理申请并获批
Specialty in L-1 Visas, with hundreds already processed and approved

William J. Sanchez 律师

William J. Sanchez, Esq.

- William J. Sanchez 律师事务所创始人、高级合伙人
- Senior Partner & Founder of William J. Sanchez, P. A.
- 前白宫特派员、司法部律师
- Former White House Appointee & Department of Justice Attorney
- 曾为菲律宾的穷人建立村镇银行，目前服务于 12,000 多个家庭
- Founded a village bank for the poor in the Philippines which is now serving over 12,000 families
- 自1989年以来，Sanchez 律师一直致力于帮助移民和企业实现美国梦
- Since 1989, William J. Sanchez has dedicated his life long passion to help immigrants and businesses build their dreams in the U.S.



L-1签证

L-1 Visa

- **L-1A签证** - 公司内部外派的高管人员
- **L-1A Visa** - Intracompany Transferee Executive or Manager
- **L-1B签证** - 公司内部外派的专业技术人员
- **L-1B Visa** - Intracompany Transferee Specialized Knowledge

什么是L-1签证?

What is the L-1 Visa?

- L-1签证是一种临时工作签证，适用于从国外公司调动到该公司在美办公室工作的员工。
- The L-1 visa is a temporary work visa for employees who are transferred from an office overseas to an office of the same company in the United States.
- L-1签证允许公司将高技能员工调至美国，管理或启动其在美国的部门。
- The L-1 Visa allows companies to transfer highly skilled employees to the US to manage or start its division in the US.
- 雇主须向美国公民及移民服务局（USCIS）提交L-1签证申请，代表外国雇员申请L-1签证。
- Employers must apply for the L-1 visa on behalf of the foreign employee by submitting an L-1 visa petition to US Citizenship and Immigration Services (USCIS).

L-1A公司内部外派高管人员要求

L-1A Intracompany Transferee Executive or Manager Requirements

要符合此类别中L-1分类的资格，该雇主：

To qualify for L-1 classification in this category, the employer must:

- 与外国公司间的关系须合乎要求
- Have a qualifying relationship with a foreign company, and
- 已经或将要在美国以及另一个国家（至少一个）以雇主身份开展业务
- Currently be, or will be, doing business as an employer in the United States and in at least one other country

要获得资格，该员工：

To qualify, the named employee must also:

- 在申请之后的三年中，一般要在国外的合乎要求的机构连续工作一年
- Generally have been working for a qualifying organization abroad for one continuous year of the three years following the petition
- 申请来美目的为承担高管或经理职责
- Be seeking to enter the United States to provide service in an executive or managerial capacity

高管或经理职责

Executive and Managerial Capacity

- 高管职责通常是指该员工在没有监督的情况下做出各种决策的职责。
- *Executive capacity* generally refers to the employee's ability to make decisions of wide latitude without much oversight.
- 经理职责通常是指该员工对技术员工的工作进行管控以及对该机构进行管理的职责。
- *Managerial capacity* generally refers to the ability of the employee to supervise and control the work of professional employees and to manage the organization.

L-1B公司外派专业技术人员要求

L-1B Intracompany Transferee Specialized Knowledge Requirements

要符合此类别中L-1分类的资格，该雇主：

To qualify for L-1 classification in this category, the employer must:

- 与外国公司间的关系须合乎要求
- Have a qualifying relationship with a foreign company
- 已经或将要在美国以及另一个国家（至少一个）以雇主身份开展业务
- Currently be, or will be, doing business as an employer in the United States and in at least one other country

要获得资格，该员工：

To qualify, the named employee must also:

- 一般要在国外的合乎要求的机构连续工作一年
- Generally have been working for a qualifying organization abroad for one continuous year
- 申请来美目的为承担同一雇主的分支机构或该雇主的某个合格机构的专业技术人员职责
- Be seeking to enter the United States to provide services in a specialized knowledge capacity to a branch of the same employer or one of its qualifying organizations.

专业技术人员

专业技术是指个人所拥有的申请机构的产品、服务、研究、设备、技术、管理或其他利益及其在国际市场上的应用的特殊知识，或者是关于该机构的流程和程序的高级知识或专长

Specialized Knowledge

Specialized knowledge means either special knowledge possessed by an individual of the petitioning organization's product, service, research, equipment, techniques, management, or other interests and its application in international markets, or an advanced level of knowledge or expertise in the organization's processes and procedures.

与EB-5签证相比的优势

Advantage over EB-5

- 公司在美国经营一年后即可为L-1签证持有人申请合法永久居留（绿卡）。
- After one year of business activity in the US, the company can petition for the L-1 visa holders Lawful Permanent Residency (Green Card).
 - 配偶和21岁以下的子女也可申请。
 - Spouse and children under 21 are also eligible.
- 中国公民申请EB-5签证的排期时间约为10年。
- In EB-5, the wait is approximately 10 years for Chinese nationals.
- L-1的投资金额要求低得多，25万美元到75万美元均可。
- Investment requirement for L-1 is much lower. It can be \$250,00 to \$750,000.

与H1-B签证 相比的优势

- H-1B申请的审批数量有严格的年度上限。
- 每年的申请随机抽选，如果申请者必须经过这种抽签，中签获得H1-B的几率很低。
- 每年L-1签证的审批数量没有限制。

Advantage Over H1-B

- There is a strict annual cap on how many H-1B petitions are approved.
- Each year, a small number of petitions are randomly selected from the pool of submitted petitions, making it very difficult to obtain an H-1B if you are subject to this lottery.
- On the other hand, there are no limits to how many L-1 visas are approved each year.

在美停留期间

Period of Stay

- L-1签证持有人可在美国停留一至三年，还可申请将停留时间延长至最多七年
- For the L-1 visa, holders will be granted one to three years of stay in the U.S. They can then extend their stay to a maximum of seven years
 - 长于H-1B签证的最长六年和J-1签证的最长五年
 - This surpasses the H-1B's maximum of six years and the J-1's maximum of five years.

L-1签证对教育学历的要求

L-1 Visa Benefits

Education Requirements

- 申请L-1签证的诸多好处之一是申请人不需要大学学位才能符合申请要求。
- One of the many benefits of applying for an L-1 visa is the fact that you do not need a university degree to qualify.

配偶和家属可以工作

Spouses and Dependents Can Work

- 在美身份是L-1者可以通过L2签证把配偶和子女接来美国。
- If you are in the U.S. on L-1 status, you will be able to bring your spouse and children along with you through the L2 visa.
- 如果他们符合获得就业许可文件（EAD）资格，他们可以在美国工作。
- If they qualify for Employment Authorization Documents, they will be able to work in the U.S. as well.

如何利用L-1签证拓展业务

How to Expand your Business with the L-1 Visa

- 如果跨国公司目前在美国没有办事处或分支机构，可以派遣L-1持有人赴美建立新的公司。
- If a multinational employer does not currently have an office or branch in the U.S., an L-1 holder can be sent in order to establish a new one.
- 在美成立新公司后，该公司就可以将L-1持有人派至新办公室。
- The employer will be able to send L-1 holders to the new office once it has been established in the U.S.

可以通过L-1签证带来全部班底

The L-1 Visa Allows You to Bring Your Whole Team

- L-1签证允许选择提交一揽子申请，您可以把自己的班底中符合要求的人员都带到美国。
- The L-1 Visa gives you the option to apply for a blanket petition so that you can bring a whole team of qualified personnel.
 - 由于不需要为每位员工单独进行申请，这样可以节约时间和金钱
 - This is a great way to save time and money instead of completing individual applications for each team member

公司益处

Company Benefits

- L1-A签证对小型或初创公司非常有利。
- The L1-A visa is highly beneficial to small or start-up companies.
- 小型公司可以通过L1-A签证方便、经济地派遣熟练的经理人来美，开设或经营公司的海外分支机构。
- The L-1A visa makes it easy and affordable for a small company to send a proficient manager to the U.S. to open or maintain an overseas branch of the company.
- 将已经接受过公司专业知识培训的经理派往美国，扩展业务会更快、更容易。
- To bring over a manager that is already trained with the company's specialized knowledge makes expansion of the business faster and easier.

跨国公司益处

Multinational Company Benefits

- 跨国公司在开设办公室时可以通过L-1签证计划吸引来自世界各地的员工。
- The L-1 visa program lets a multinational company bring in employees from around the world when establishing an office.
- 员工的流动和想法的交流能够鼓励创新和改进业务。
- Movement of employees and ideas can encourage innovation and business improvement.

允许双重意图

Allow for Dual Intent

- 双重意图是指L-1签证持有人在申请合法永久居留权（绿卡）时可以保留其L-1签证身份
- Dual intent means that an L-1 visa holder can keep his or her L-1 visa status while applying for Lawful Permanent Residency (Green Card)

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