



Instructions for Immigrant Petition by Regional Center Investor

USCIS

Department of Homeland Security
U.S. Citizenship and Immigration Services

Form I-526E
OMB No. 1615-0026
Expires 04/01/2024

What Is the Purpose of Form I-526E?

The form is used by an investor pooling his or her investment with one or more qualified immigrants participating in the regional center program to petition U.S. Citizenship and Immigration Services (USCIS) for status as an immigrant to the United States under section 203(b)(5) of the Immigration and Nationality Act (INA), as amended. An investor not seeking to pool his or her investment with one or more additional investors seeking classification under section 203(b)(5) of the INA must file for such classification using Form I-526, Immigrant Petition by Standalone Investor at www.uscis.gov/i-526.

Who May File Form I-526E?

You may file this petition for yourself if you have invested or are actively in the process of investing the required investment amount in a new commercial enterprise (NCE) in a USCIS-designated regional center that will benefit the U.S. economy by creating full-time employment in the United States for at least 10 U.S. citizens, U.S. nationals, lawful permanent residents, or other immigrants lawfully authorized to be employed in the United States, other than yourself, your spouse, or your sons or daughters.

The required investment amount is set by statute. You may obtain additional information about the EB-5 program and investment amount on the USCIS website at www.uscis.gov/working-in-the-united-states/permanent-workers/eb-5-immigrant-investor-program, or at U.S. Embassy or U.S. Consulate abroad.

General Instructions

We provide free forms through the USCIS website. To view, print, or complete our forms, you should use the latest version of Adobe Reader, which you can download for free at <http://get.adobe.com/reader/>. If you do not have internet access, you may call the USCIS Contact Center and ask that we mail a form to you.

Signature. You (or your signing authority) must properly complete your petition. USCIS will not accept a stamped or typewritten name in place of any signature on this petition. If you are under 14 years of age, your parent or legal guardian may sign the petition on your behalf. A legal guardian may also sign for a mentally incompetent person. If your petition is not signed, or if the signature is not valid, we will reject your petition. See 8 CFR 103.2(a)(7)(ii)(A). If USCIS accepts a request for adjudication and determines that it has a deficient signature, USCIS may deny the request.

Validity of Signatures. USCIS will consider a photocopied, faxed, or scanned copy of the original handwritten signature valid for filing purposes. The photocopy, fax, or scan must be of the original document containing the handwritten ink signature.

Filing Fee. See Form G-1055, available at www.uscis.gov/forms, for specific information about the fees applicable to this form.

Evidence. At the time of filing, you must submit all evidence and supporting documentation listed in the **What Evidence Must You Submit** and **Specific Instructions** sections of these Instructions.

Biometric Services Appointment. USCIS may require you to appear for an interview or provide biometrics (fingerprints, photograph, and/or signature) at any time to verify your identity, obtain additional information, and conduct background and security checks, including a check of criminal history records maintained by the Federal Bureau of Investigation (FBI), before making a decision on your application or petition. If we determine that a biometric services appointment is necessary, we will send you an appointment notice with the date, time, and location of your appointment. If you are currently overseas, your notice will instruct you to contact a U.S. Embassy, U.S. Consulate, or USCIS office outside the United States to schedule an appointment.

At your biometrics appointment, you must sign an oath reaffirming that:

1. You provided or authorized all information in the petition;
2. You reviewed and understood all of the information contained in, and submitted with, your petition; and
3. All of this information was complete, true, and correct at the time of filing.

If you do not attend your biometric services appointment, we may deny your petition.

Copies. You should submit legible photocopies of requested documents unless the Instructions specifically instruct you to submit an original document. USCIS may request an original document at any time during our process. If we request an original document from you, we will return it to you after USCIS determines it no longer needs the original.

NOTE: If you submit original documents when they are not required or requested, **USCIS may destroy them after we receive them.**

Translations. If you submit a document with information in a foreign language, you must also submit a full English translation. The translator must sign a certification that the English language translation is complete and accurate, and that they are competent to translate from the foreign language into English. The certification must also include their signature, printed name, the signature date, and their contact information.

USCIS Contact Center. For additional information on the petition and Instructions about where to file, change of address, and other questions, visit the USCIS Contact Center at www.uscis.gov/contactcenter or call at **800-375-5283** (TTY **800-767-1833**). The USCIS Contact Center provides information in English and Spanish.

Disability Accommodations/Modifications. To request a disability accommodation/modification, follow the instructions on your appointment notice or at www.uscis.gov/accommodationsinfo.

How To Complete Form I-526E

1. Type or print legibly in black ink.
2. If you need extra space to complete any item within this petition, use the space provided in **Part 12. Additional Information** or attach a separate sheet of paper. Type or print your name and Alien Registration Number (A-Number) (if any) at the top of each sheet; indicate the **Page Number**, **Part Number**, and **Item Number** to which your answer refers; and sign and date each sheet.
3. Answer all questions fully and accurately. If a question does not apply to you (for example, if you have never been married and the question asks “Provide the name of your current spouse”), type or print “N/A,” unless otherwise directed. If your answer to a question which requires a numeric response is zero or none (for example, “How many children do you have” or “How many times have you departed the United States”), type or print “None,” unless otherwise directed.

Specific Instructions

Part 1. Petition Type.

Item Numbers 1. Indicate if your submission is an initial petition or if you are amending a previously submitted petition because your regional center **has been terminated or your** new commercial enterprise or job-creating entity has **been** **debarred** from participation in the Regional Center Program, **or because of a material change affecting eligibility.** If you are filing an amendment to a previously filed Form I-526E, provide the prior petition's receipt number.

Item Numbers 2. – 4. If you are filing an amendment to your previously submitted Form I-526E, indicate the reason for your amendment and provide the requested information under your selected reason. To maintain your eligibility if your regional center is **terminated, your** NCE may associate with another designated regional center or you may make a qualifying investment in another NCE. If your NCE or JCE **is debarred,** you may associate with another NCE in good standing and invest additional capital necessary to satisfy any remaining job creation requirements. **USCIS will incorporate into your petition any material changes approved as an amendment to the project application associated with your petition. Under those circumstances, you do not need to file an amendment to your previously filed petition. However, you generally must submit an amendment to your previously filed petition if you need to invest additional capital for any reason to maintain eligibility. USCIS will deny any amendment to modify or change the source of your original capital.** If you are filing an amendment, complete all parts of this form with information related to the new regional center, NCE, JCE and/or investment, as applicable. In addition, describe the circumstances related to any new associations and/or investments in **Part 12. Additional Information.**

Item Number 5. You must select one of these options for the submission of required initial evidence. If you select to submit evidence through a myUSCIS account within 30 days of your Form I-526E filing, you will receive instructions with your receipt notice. We strongly encourage you to submit the evidence as soon as practicable after receiving the instructions. **USCIS will deny your petition if the evidence is not submitted within 30 days of your Form I-526E filing.**

Item Number 6. If this is an initial petition, provide the receipt number any Form I-526 or Form I-526E you previously filed. If this is an amendment, leave this response blank.

Part 2. Information About You

Item Number 1. Alien Registration Number (A-Number) (if any). The A-Number is an immigration file number provided by U.S. immigration officials. We use your A-Number to identify your immigration records. It is a 7 to 9-digit number that begins with an "A" and can be found on correspondence or cards you have received from DHS, USCIS, or on immigration court records (for example, Form I-797, Receipt Notice; an Employment Authorization Document; a Permanent Resident Card). If you do not have an A-Number, USCIS may assign one to you.

Item Number 2. USCIS Online Account Number. You will only have a USCIS Online Account Number (OAN) if you previously filed a form that has a receipt number that begins with IOE. If you filed the form online, you can find your OAN in your account profile. If you mailed us the form, you can find your OAN at the top of the Account Access Notice we sent you. If you do not have a receipt number that begins with IOE, you do not have an OAN. The OAN is not the same as an A-Number.

Item Number 3. U.S. Social Security Number (if any). Provide your U.S. Social Security number. If you do not have a U.S. Social Security number, type or print "N/A."

Item Number 4. Your Full Name. Provide your full legal name in the spaces provided.

Item Numbers 5. - 6. Other Names Used (if any). Provide all the names you have used, including maiden name, married names, and nicknames, in the space provided.

Item Number 7. Date of Birth. Provide your date of birth in a month/day/year format.

Item Number 8. Sex. Indicate whether you are male or female as provided on your birth certificate issued at the time of birth or issued closest to the time of birth or in secondary evidence you provided to USCIS, if applicable.

Item Numbers 9. - 11. Place of Birth. Provide the city or town, state or province, and country where you were born in the spaces provided.

Item Number 12. – 13. Country(ies) of Citizenship or Nationality. Provide the name of the country where you are a citizen and/or national. This is not necessarily the country where you were born. If you do not have citizenship in any country, type or print “stateless” and provide an explanation in **Part 12. Additional Information**. **If you are a citizen or national of more than one country, list any additional countries of citizenship or nationality in Part 12. Additional Information.**

Item Number 14. Country of Last Foreign Residence. Provide the name of the country where you had your last foreign residence.

Item Numbers 15. - 16. Mailing Address. Provide the address where you would like to receive written correspondence regarding your petition. Indicate whether your current mailing address is the same as your physical address.

Item Numbers 17. - 19. Physical Address. Provide your current physical (residential) address and all prior residential addresses for the past five years. Indicate the dates of residence at each address.

Item Numbers 20. - 23. Employment History. Provide your current employment information and prior employment information for the prior 20 years of your employment history. If you are currently unemployed or retired, you must provide the last 20 years of your employment history. Additionally, you must also provide any positions held with government or military at any time, not just within this 20 year timeframe. Indicate the full legal name of the employer and address of employment, job title, and dates of employment for each position.

Your Entry Into The United States

If you are currently in the United States, provide the following information:

Item Number 24. Date of Arrival. Provide the date you arrived in the United States in a month/day/year format.

Item Numbers 25. - 26. Place of Arrival or Port-of-Entry. Provide the city/town and state where you arrived in the United States.

Item Numbers 27. - 28. Form I-94 Arrival/Departure Record. If U.S. Customs and Border Protection (CBP) or USCIS issued you a Form I-94, Arrival/Departure Record, provide your I-94 admission number and date that your authorized period of stay expires or expired (as shown on the Form I-94). The Form I-94 number also is known as the Departure Number on some versions of Form I-94.

NOTE: You may visit the CBP website at www.cbp.gov/i94 to obtain a paper version of an electronic Form I-94 if needed. If you cannot obtain the Form I-94 from the CBP website, it may be obtained by filing Form I-102, Application for Replacement/Initial Nonimmigrant Arrival-Departure Record, with USCIS. See Form G-1055, available at www.uscis.gov/forms, for specific information about the fees applicable to Form I-102.

Item Numbers 29. - 31. Passport or Travel Document Numbers. If you used a passport or travel document to request admission to the United States, enter either the passport or travel document information in the appropriate space on the form, even if the passport or travel document is currently expired. Also, provide the name of the country that issued the passport or travel document.

Item Number 32. Current Nonimmigrant Status. Provide your current nonimmigrant status (if applicable).

Item Number 33. Date Current Nonimmigrant Status Expires. Provide the date your current nonimmigrant status expires in a month/day/year format (if applicable).

Part 3. Information About Your Spouse and Children

Item Number 1. Full Name. Provide the full legal name of your spouse in the spaces provided. If you do not have a spouse, provide the full legal name of your child, if you have one.

Item Number 2. Date of Birth. Provide the date of birth for the person in a month/day/year format.

Item Number 3. Country of Birth. Provide the country where the person was born.

Item Number 4. – 5. Country(ies) of Citizenship. Provide the name of the country where your spouse is a citizen and/or national. If your spouse is a citizen of more than one country, has had more than one citizenship, or the nationality differs from your spouse's citizenship, provide the information in **Part 12. Additional Information**. Indicate whether your spouse is a citizen or national of each country you list. This is not necessarily the country where your spouse was born. If you do not have citizenship in any country, write "stateless" and provide an explanation in **Part 12. Additional Information**.

Item Number 6. Relationship. Indicate the relationship the person has with you (spouse or child).

Item Numbers 7. - 8. Permanent Residence. Indicate whether the person will seek lawful permanent resident status by selecting the appropriate boxes to indicate whether the person will apply for adjustment

of status or for an immigrant visa abroad.

NOTE: An annotation of a dependent's intention to either apply for adjustment of status or an immigrant visa abroad in **Part 3.** of the Form I-526E is not binding, but should reflect the dependent's intent at the time you file the Form I-526E petition.

Item Numbers 9. - 38. These data collections are provided for you to fill out for all of your children. They collect the same information as **Item Numbers 1. - 8.**

Part 4. Information About Your Regional Center and Project Application

Item Numbers 1. – 2. Regional Center Association. Provide the regional center's legal name and ID number, which may be obtained from the USCIS website. Enter the ID number exactly as shown on the website with the prefix "RC" or "ID" and with no spaces dashes, or other symbols between the prefix and the number.

Item Number 3. Associated Project Application. Provide the receipt number for the Form I-956F, Application for Approval of an Investment in a Commercial Enterprise, upon which your petition is based. **NOTE:** If you do not provide evidence of association with a regional center's pending or approved project application, USCIS will reject your petition. Enter the prefix of "INF" followed by the number and do not include any spaces, dashes, or other symbols between the prefix and the number.

Item Number 4. – 5. NCE Name and ID Number. Provide the legal name and NCE identification number (NCEID) associated with the NCE into which you have invested or are actively in the process of investing, if available. USCIS assigns an NCEID to an NCE at the time of issuing the receipt notice for a Form I-956F application for an NCE. You can obtain the NCEID from the regional center. Enter the NCE ID with the prefix "NCE" followed by the number with no spaces, dashes, or other symbols between the prefix and the number. Do not include "ID" in the prefix.

Item Number 6. Indicate where you have invested or are in the process of investing. If your investment meets more than one of these categories, select all that apply.

Rural Area. A rural area is an area outside a metropolitan statistical area (MSA) (as designated by the Director of the Office of Management and Budget) and outside the outer boundary of a city or town with a population of 20,000 or more (based on the most recent decennial census of the United States).

High Unemployment Area. A high unemployment area is an area comprised of the census tract or contiguous census tracts where the NCE is principally doing business and may include any directly adjacent census tracts if the weighted unemployment average of the area identified is at least 150% of national average rate.

Infrastructure Project. An infrastructure project is a capital investment project in a filed or approved **project application (Form I-956F)**, which is administered by a governmental entity (such as a Federal, State, or local agency or authority) that is the job-creating entity contracting with a regional center or new commercial enterprise to receive capital investment under the Regional Center Program as financing for maintaining, improving, or constructing a public works project.

High Employment Area. A high employment area is **a census tract, or contiguous census tracts, in a metropolitan statistical area (MSA) where the national average unemployment rate is at least 150 percent of the unemployment being experienced in the area identified. As provided under 8 CFR 204.407(b), the investment amount required in a high employment area is adjusted upward and greater than the standard investment amount.**

Part 5. Information About Your Investment

Item Number 1. Dates and Amounts of Your Investment. Provide the date(s) and amount(s) of your investment in the NCE in a month/day/year format. If you are actively in the process of investing capital, provide the date(s) and amount(s) you anticipate making the investment.

Item Number 2. U.S. Bank Account. Indicate the total amount of money you have deposited or committed to deposit in U.S. business account(s) for the NCE, including money placed into escrow with a U.S. or foreign bank. If you have not transferred any funds to a U.S. business account for an NCE, please provide an explanation in **Part 12. Additional Information**.

Item Number 3. Total Value of Assets Purchased. Indicate the total value of all assets purchased for use in the NCE.

Item Number 4. Total Value of All Property. Indicate the total value of all property transferred from abroad for use in the NCE.

Item Number 5. Total of All Debt Financing. Indicate the total of all debt financing for which the investor is personally and primarily liable and which is secured by assets owned by the investor provided to the NCE. Any indebtedness must be documented with evidence of the investor's ownership of the assets used to secure the indebtedness, as well as the fair market value of the investor's ownership interest in such assets.

Item Number 6. Total Stock or Other Equity. Indicate the total value of all stock or other equity purchased in the NCE.

Item Number 7. Other Capital. Indicate any other capital invested or in the process of being invested in the NCE. Provide an explanation for such capital in **Part 12. Additional Information**.

Item Number 8. Administrative Costs and Fees. Provide the date(s) and amount(s) of any administrative fees you paid associated with your investment in the NCE in a month/day/year format.

Item Number 9. Disclosure of Fees. Confirm that your regional center provided you a disclosure of all fees, ongoing interest, and other compensation paid to any promoter by virtue of your investment.

Item Number 10. Your Net Worth. Indicate your current net worth in U.S. dollars (\$).

Item Number 11. Sources of the Capital You Have Invested. Identify the sources of the capital you have invested or are actively in the process of investing into the NCE, as well as any funds used to pay administrative costs and fees associated with your investment identified in **Item Number 8**. Select all that apply. Provide details in the space provided. If you need additional space, use the space provided in **Part 12. Additional Information**.

Item Number 12. Types of Evidence. Identify the types of evidence you submitted to demonstrate the lawfulness of your investment capital and funds used to pay administrative costs and fees associated with your investment by selecting all that apply from the provided list. Include all evidence demonstrating the lawfulness of the capital over the period in which such capital was derived through the time in which such capital was invested into the new commercial enterprise. For example, if your capital was derived from accumulated income for the two-year period prior to its investment into the new commercial enterprise and you are submitting personal tax returns, you should submit tax returns for that two-year period. Or if your capital was derived from distributions from a separate business you own based on income accumulated at that business over a seven-year period, you should submit tax returns for the business for that seven-year period.

Item Number 13. Gifts or Loans. If the funds used to make your investment or pay any administrative costs or fees were gifted or loaned to you, identify the donor or lender and include the documentation with this petition to demonstrate that such funds were obtained through lawful means. Any gifted or loaned funds invested in the NCE must have been gifted or loaned in good faith to the investor and were not gifted or loaned to circumvent limitations on permissible sources of capital, including proceeds from illegal activity.

Item Number 14. Trace the Complete Path of Funds. Complete the table with account information for every account included in the complete path of your investment capital and administrative fees from your account to the NCE's account or escrow account. The complete path of funds begins on the first row with the initial source account or accounts from which you initially received the invested capital and administrative fees, then include any intermediate accounts used to transfer the funds to the NCE or NCE escrow account sequentially, and ends in the final row with the NCE or NCE escrow account. Dates should be the dates the funds were transferred into each intermediate account and the NCE or NCE escrow account (no date is needed for the initial source account or accounts). Amounts should be stated in the currency held in the accounts (such as CNY/RMB/¥, INR/₹, VND/₫, EUR/€ or USD/\$).

Item Number 15. Currency Exchanges or Swaps. Complete the table with account information for any account used for a currency exchange or currency swap involving your investment capital or administrative fees. Amounts should be stated in the currency held in the accounts (such as CNY/RMB/¥, INR/₹, VND/₫, EUR/€ or USD/\$).

Item Number 16. Breaks in the Path of Funds. Identify any breaks in the path of funds of your investment capital and administrative fees from your account or accounts to the NCE or NCE escrow account. A break in the path of funds means that some or all of the funds were transferred to an account not listed in the stated path of funds or otherwise removed from an account in a manner not accounted for in the stated path of funds. If there are any breaks in the path of funds, identify the bank accounts immediately prior to and immediately following each break in the path of funds.

Item Number 17. Provide the identity of any third-party you used to transfer capital into the United States on your behalf, including any licensing information for that third-party, the bank account used to transfer the capital to the NCE or its escrow account, and the relationship you have to that third-party, if any. This may include any money-service business or third-party exchanger, such as a hawala. For businesses, you should include the name and address of the entity, a copy of the business license or registration information, and any other information that confirms the identity of the business. For individuals, you should include the person's full name, date of birth, country of birth, country of citizenship, and a copy of the person's state-issued identification document, passport, birth certificate, or other documents to confirm the identity of the person.

Part 6. Visa Processing and Immigration Proceedings.

Item Numbers 1. – 4. Permanent Residence. Indicate how you will seek lawful permanent resident status by selecting the appropriate box for either immigrant visa processing abroad or an application for adjustment of status. If you intend to seek an immigrant visa abroad, indicate your country of citizenship or nationality and country of current residence. If you are currently in the United States and intend to apply for adjustment of status, indicate the country of your last permanent residence abroad and provide the address and telephone number of your last permanent residence abroad. If your native alphabet is other than Roman letters, write your foreign address in your native alphabet.

Item Number 5. Indicate if you are submitting any additional forms with your petition, including an application to adjust status, obtain employment authorization, or obtain a travel document. You may file an application to adjust status concurrently with or subsequent to this Form I-526E if approval of your Form I-526E petition would make an immigrant visa immediately available to you. Consult the U.S. Department of State Visa Bulletin and the USCIS website to determine if an EB-5 immigrant visa is immediately available to you.

Item Numbers 6. – 9. Immigration Proceedings. Indicate whether you are or have you ever been in removal, exclusion or deportation proceedings before the Department of Homeland Security (DHS) or the Department of Justice’s Executive Office for Immigration Review (EOIR) Immigration Court or the Board of Immigration Appeals, and, if so, the location of the proceedings. Indicate whether you ever been unlawfully present or overstayed a visa and if you ever been denied a visa or deported. Provide an explanation for why you are in proceedings in **Part 12. Additional Information** and under what grounds you were denied a visa or deported. Also indicate whether you are currently subject to a final order of exclusion, deportation, or removal, or subject to reinstatement of such an order.

Item Numbers 10. – 11. Employment in the United States. Indicate whether you have ever worked without proper work authorization while in the United States. Also, provide an explanation for why you worked without proper work authorization in the space provided and, if necessary, in **Part 12. Additional Information**.

Part 7. Bona Fides of Persons Involved With Regional Center Program

Item Numbers 1. - 13. Bona Fides of Persons Involved With Regional Center Program. For **Item Numbers 1. - 13.**, you should answer “Yes” to any question that applies, even if the records were sealed or otherwise cleared, or if anyone, including a judge, law enforcement officer, or attorney, told you that you no longer have a record. You should also answer “Yes” to the following questions whether it occurred here in the United States or anywhere else in the world. If you answer “Yes” to **Item Numbers 1. - 13.**, use the space provided in **Part 12. Additional Information** to provide an explanation and include all relevant documentation that includes why you were arrested, cited, detained, or charged; and the outcome or disposition (for example, no charges filed, charges dismissed, jail, probation, community service).

Part 8. Foreign Involvement in Regional Center Program

Item Numbers 1. - 3. Foreign Involvement in Regional Center Program. For **Item Numbers 1. - 3.**, you should answer “Yes” to any question that applies. If you answer “Yes” to any **Item Numbers 1. - 3.**, use the space provided in **Part 12. Additional Information** to provide an explanation.

Part 12. Additional Information

If you need extra space to provide any additional information within this petition, use the space provided in **Part 12. Additional Information**. If you need more space than what is provided in **Part 12.**, you may make copies of **Part 12.** to complete and file with your petition, or attach a separate sheet of paper. Type or print your name and A-Number (if any) at the top of each sheet; indicate the **Page Number, Part Number, and Item Number** to which your answer refers, and sign and date each sheet.

We recommend that you print or save a copy of your completed petition to review in the future and for your records. We recommend that you review your copy of your completed petition before you come to your biometric services appointment at a USCIS ASC. At your appointment, USCIS will permit you to complete the petition process only if you are able to confirm, under penalty of perjury, that all of the information in your petition is complete, true, and correct. If you are not able to make that attestation in good faith at that time, USCIS will require you to return for another appointment.

What Evidence Must You Submit?

You must submit all evidence requested in these instructions with your petition or through your myUSCIS account shortly after submitting your petition. If you select to submit evidence through a myUSCIS account **within 30 days of your Form I-526E filing**, you will receive instructions with your receipt notice. If you fail to submit required evidence, USCIS may reject or deny your petition for failure to submit requested evidence or supporting documents in accordance with 8 CFR 103.2(b)(1) and these Instructions.

Evidence to Accompany Petition

The following evidence must, when applicable, be filed with your petition or through your myUSCIS account **within 30 days** after submitting your petition:

- 1. Investment in a USCIS-designated Regional Center.** You should submit a copy of the receipt notice from the regional center's Application for Approval of an Investment in a Commercial Enterprise (Form I-956F). The regional center must have submitted Form I-956F before you can file this form.
- 2. Investment.** Evidence that you have invested or are actively in the process of investing the required amount of **capital**.
Such evidence must include:
 - 1. Evidence that the investment remains invested in the NCE on the date the EB-5 immigrant visa petition is filed;**
 - 2. For all investments into an NCE other than a sole proprietorship:**
 - a. Executed investment, organizational, and other offering agreements including executed subscription agreements and operating or partnership agreements; and**
 - b. As applicable, equity certificates, equity ledgers, capitalization tables, or other records of the NCE showing the investor invested in the NCE;**
 - 3. When investing cash:**
 - a. Copies of bank statements showing amounts transferred from or on behalf of the investor and deposited into the U.S. business accounts for the NCE;**
 - b. Evidence from the escrow agent showing the deposit of the investor's capital; and**
 - c. Evidence from the NCE showing receipt of the investor's capital.**
 - 4. When investing other forms of capital:**
 - a. Evidence of assets that have been purchased for use in the NCE, including invoices, sales receipts, and purchase contracts containing sufficient information to identify such assets, their purchase costs, dates of purchase, and purchasing entity;**
 - b. Evidence of property transferred from abroad for use in the NCE, including U.S. Customs and Border Protection commercial entry documents and transit insurance policies containing ownership information and sufficient information to identify the property; and**

6. If any part of your investment capital is gifted or borrowed:

- a.** A letter from the donor acknowledging the gift and confirming the gift has no expectation of repayment;
- b.** A copy of the loan agreement;
- c.** Identification of the person or entity that supplied the gift or loan;
- d.** Evidence that the source of any funds provided by a donor or, if other than a bank, the lender demonstrating that such funds were obtained through lawful means and that the funds were gifted or loaned in good faith and were not gifted or loaned to circumvent any limitations imposed on permissible sources of capital, including, but not limited to proceeds from illegal activity; and
- e.** Evidence that the gift or loan can be used for investment purposes.

Capital does not include:

- Assets directly or indirectly acquired by unlawful means;
- Any capital invested in exchange for a note, bond, convertible debt, obligation, or any other debt arrangement between you and the NCE;
- Any capital invested with a guaranteed rate of return; or
- Any capital invested that is subject to an agreement between you and the NCE that provides you with a contractual right to repayment, such as a mandatory redemption or sell-back option held by you.

4. Identification. Submit a photocopy of government-issued identification, which may include a copy of your passport.

Where To File?

Please see our website at www.uscis.gov/i-526E for the most current information about where to file this petition.

Address Change

If you are not a U.S. citizen, you must notify USCIS of your new address within 10 days of moving from your previous residence. For information on changing your address, go to our website at www.uscis.gov/addresschange, or call the USCIS Contact Center.

NOTE: Do not submit a change of address request to the USCIS Lockbox.

Processing Information

Initial Processing. Once USCIS accepts your petition, we will check it for completeness. If you do not completely fill out this petition, you will not establish a basis for your eligibility and USCIS may reject or deny your petition.

Requests for More Information. USCIS may request that you provide more information or evidence to support your petition. We may also request that you provide the originals of any copies you submit. If we request an original document from you, we will return it to you after USCIS determines it is no longer needed.

Requests for Interview. We may request that you appear at a USCIS office for an interview based on your petition. During your interview, USCIS may require you to provide your biometrics to verify your identity and/or update background and security checks.

Decision. The decision on Form I-526E involves a determination of whether you have established eligibility for the immigration benefit you are seeking. USCIS will notify you of our decision in writing.

USCIS Forms and Information

To ensure you are using the latest version of this petition, visit www.uscis.gov.

Penalties

If you knowingly and willfully falsify or conceal a material fact or submit a false document with your Form I-526E, we will deny your Form I-526E and may deny any other immigration benefit. In addition, you will face severe penalties provided by law and may be subject to criminal prosecution.

DHS Privacy Notice

AUTHORITIES: The information requested on this petition, and the associated evidence, is collected under Immigration and Nationality Act (INA) sections 101, 103, 203, 204, 216A and 245 (as amended), the EB-5 Reform and Integrity Act of 2022, Div. BB of the Consolidated Appropriations Act, 2022 (Pub. L. No. 117-103), and 8 CFR parts 103 and 204.6.

PURPOSE: The primary purpose for providing the requested information on this petition, and the associated evidence, is to demonstrate that you have invested, or are actively in the process of investing, lawfully obtained capital in a new commercial enterprise in the United States that will create full-time jobs for not fewer than ten qualifying employees. DHS will use the information you provide to grant or deny the immigration benefit you are seeking.

DISCLOSURE: The information you provide is voluntary. However, failure to provide the requested information, including your Social Security number (if applicable), and any requested evidence, may delay a final decision or result in denial of your petition.

ROUTINE USES: DHS may share the information you provide on this petition and any additional requested evidence with other Federal, state, local, and foreign government agencies and authorized organizations. DHS follows approved routine uses described in the associated published system of records notices [DHS/USCIS-001 - Alien File, Index, and National File Tracking System of Records and DHS/USCIS-007 - Benefits Information System] and the published privacy impact assessments [DHS/USCIS/PIA-003 Integrated Digitization Document Management Program and DHS/USCIS/PIA-016(a) Computer Linked Application Information Management System and Associated Systems], which you can find at www.dhs.gov/privacy. DHS may also share the information, as appropriate, for law enforcement purposes or in the interest of national security.

Paperwork Reduction Act

USCIS may not conduct or sponsor an information collection, and you are not required to respond to a collection of information, unless it displays a currently valid Office of Management and Budget (OMB) control number. The public reporting burden for this collection of information is estimated at **2.27 hours** per response, including the time for reviewing instructions, gathering the required documentation and information, completing the petition, preparing statements, attaching necessary documentation, and submitting the petition. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to: U.S. Citizenship and Immigration Services, Office of Policy and Strategy, Regulatory Coordination Division, 5900 Capital Gateway Drive, Mail Stop #2140, Camp Springs, MD 20588-0009; OMB No. 1615-0026. Do not mail your completed Form I-526E to this address.