

From: Johanna Keamy [Jkeamy@KeamyTavares.com]

Sent: Thursday, May 07, 2009 4:09 PM

To: REGS, RFS

Subject: OMB Control Number 1615-0015

Dear Sir or Madam,

The table of changes applicable to Form I-140 indicates that the Service has not addressed the issue of **clarity** of the information to be collected.

Degree equivalency issues have been a problem in I-140 adjudications. Merely separating the skilled workers from professionals on the I-140 does not address the issue. The Service has established a “policy” that requires those applicants seeking I-140 approval as a “professional” to provide evidence **ONLY** in the form of a U.S. Baccalaureate degree or a “**foreign ‘four year single source bachelor’ degree**”.

A review of Service Center denials for I-140 (EB-3) clearly establishes that the Service **DOES NOT ACCEPT** foreign credentials that are “equivalent to a U.S. bachelor degree.” Therefore, the revised form continues to be unclear. The issues of degree equivalency will continue to backlog the AAO’s office until the Service **CLEARLY** indicates its actual requirements on Form I-140.

If the Service requires a bachelor degree or a **foreign ‘four year single source bachelor’ degree**, it should so state it on the I-140. Applicants should not see this language for the first time on a Notice of Denial but should see it for the first time on the I-140.

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