



Date: September 14, 2018

Mr. Victor SHUM
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Application: Form I-924
Application for Regional Center Designation Under the Immigrant Investor Program

Applicant(s): California Investment Regional Center, LLC

Re: Request to Amend Regional Center Designation
California Investment Regional Center, LLC
RCW1527253115 / ID1312651131

On September 29, 2015, California Investment Regional Center, LLC (“the Regional Center”) filed a Form I-924 to request an amendment to its regional center designation. The Regional Center was initially approved for designation in the Immigrant Investor Program (“the Program”)¹ on May 28, 2015.

Specifically, the Form I-924 requests the following:²

- Preliminary determination of EB-5 compliance for an exemplar Form I-526, Immigrant Petition by Entrepreneur, for a new commercial enterprise.

Effective as of the date of this notice, and as discussed further below, USCIS approves the Regional Center’s request.

I. Preliminary Determination of EB-5 Compliance for a Form I-526 Exemplar Project

Through this Form I-924 and the documents submitted, including responses to three Requests for Evidence (RFEs), the Regional Center requests preliminary determination of EB-5 compliance for a Form I-526 exemplar project. The Regional Center presented evidence asserting that 12 investors will invest \$6

¹ Section 610 of Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1993, Pub. L. No. 102-395, 106 Stat. 1828 (1992), as amended (hereinafter the “Act”).

² Note: applicant also requested formal approval of additional industry categories; USCIS does not, however, require formal approval of industry categories in order for regional to operate in those categories. Consequently, that element of applicant’s request is not addressed in this letter.

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million into Los Angeles City Plaza, LP – the new commercial enterprise. The NCE intends to build a 4-story mixed-use facility in Long Beach, California. The Regional Center asserts that the investment from EB-5 petitioners will create approximately 283 jobs. The Regional Center also asserts that the NCE will be principally doing business within a targeted employment area (TEA).³

After review of the documents submitted in connection with this request, USCIS has determined that the Regional Center has demonstrated that the Form I-526 exemplar project complies with EB-5 requirements. Per USCIS policy, this determination will be accorded deference in subsequent filings under the project involving the same material facts and issues, absent material change, fraud, willful misrepresentation, or a legally deficient determination. Notwithstanding this approval, investors with related Form I-526 petitions must independently demonstrate eligibility with applicable EB-5 requirements, including the requirement that he or she is eligible for the requested benefit at the time of filing the benefit request and continues to be eligible through adjudication. 8 C.F.R. § 103.2(b)(1).

If the Regional Center has any questions concerning its designation under the Immigrant Investor Program, please contact the USCIS by email at:

USCIS.ImmigrantInvestorProgram@uscis.dhs.gov

Sincerely,



Sarah M. Kendall
Chief, Immigrant Investor Program

³ Based on the evidence presented, USCIS has determined that NCE will principally be doing business within a TEA for the purposes of this exemplar filing. However, investors with related Form I-526 petitions must establish that at the time of investment or at the time of filing the immigrant petition, as applicable, the geographic area in question qualified as a TEA. A geographic area that once qualified as a TEA may no longer qualify as employment rates or population increases over time. In addition, an immigrant investor cannot rely on previous TEA determinations made based on facts that have subsequently changed.