

Market Entry USA (Visa & Entry)

In order to engage in entrepreneurial activities a suitable visa for the intended stay is typically needed. It is necessary to assess individually, what type of residence permit is required and how or when to get a visa.



GENERAL CONDITIONS

Legal basis

- Immigrant and Nationality Act (INA)
- Foreign Affairs Manual (FAM)

Competent authorities

- Components of the U.S. Department of Homeland Security, in case of applications filed within the U.S. and certain work visas:
 - ▶ U.S. Citizenship and Immigration Services
 - ▶ U.S. Customs and Border Protection
- Representations of the U.S. Department of State in case of applications abroad:
 - ▶ U.S. Embassies
 - ▶ U.S. Consulates

RELEVANT U.S. VISAS AND PROGRAMS

Temporary stay (nonimmigrant visa/ESTA)

- ESTA or B-1 visitor visa:
 - ▶ Initiation of business transactions
 - ▶ Site search
 - ▶ Establishment of a subsidiary
- Work visas for business trips/international assignments:
 - ▶ E-1/E-2 visas (trade/investments)
 - ▶ L visa (internal staff transfer)

Permanent stay (immigrant visa)

- EB-5 visa (Immigrant Investor Program)
- GreenCard through the GreenCard lottery (Diversity Visa Program)

PARTICULARITIES

E visa (Treaty Trader/Treaty Investor)

- Type of business: profit-orientated organization
- Based on trade or investments
- Ownership structure is relevant
- Nationality of the applicant is relevant

L visa (Intracompany Transferee)

- Type of business: profit-orientated organization or not-for-profit organization possible
- Based on qualifying relationship between business units
- Company affiliation of the applicant is relevant

FIRST STEPS

- Preventive consultation of a specialized U.S. visa service provider
- Selection of employees
- Define the type of visa (usually E visa or L visa)
- Choose the legal form
- Draw up a business plan
- Consider further aspects:
 - ▶ Taxation-law framework
 - ▶ Social security aspects
 - ▶ Employment contracts

We support you with your U.S. market entry!

All-round support from our qualified US Visa Service team:

- Intensive initial consultation on your possible visa options
- Joint strategic planning of your project in the USA
- Professional assistance of the entire procedure and takeover of the entire visa process

Do you know the visa particularities?
We answer your questions!

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