

From: Venkatesan Purushothaman [mailto:vpurushott@gmail.com]

Sent: Monday, May 2, 2016 10:03 AM

To: USCIS FR Comment <USCISFRComment@uscis.dhs.gov>

Subject: Comments on requisites and pre-requisites to Adjustment of Status (I485) processing for Employment based Immigrant categories - reg.

Hello,

I would like to comment on the requisites and pre-requisites for I485 processing which typically is the I140 approval and predecessor steps (PERM processing) for the various employment categories.

With an approved I140, one should be able to continue with Adjustment of Status with the I485 filing and be able to proceed with further processing for the permanent residency.

I140 approval stage should be when the H1B holder should be thoroughly scrutinized, his/her credentials completely vetted. After that the dependency (and bondage) on the employer should be removed. After a certain shorter period from obtaining the I140 approval, one should be eligible to self-file I485 and continue further GC processing on their own from thereon, of-course he/she should still prove they are financially self-reliant and are continually capable of being economically productive.

When I say the servitude to be removed, I mean the continued reliance on the same employer or different future employer(s) should be bygone after the I140 approval stage. Also, with the changed employer, it should not be mandated to do perm and labor processing afresh again, like said before the I140 approval should provide free & smooth pathway for Green Card in that the candidate should be enabled to self-pursue Green Card processing from thereon.

Having said that, would like to advocate that the I140 approval process including the preceding processes should be made much more rigid and stringent in that not any/every Tom, Dick & Harry slips through the cracks and get through the legal and illegal loopholes with support from unscrupulous employers.

What hurts the H1B (and Green Card) system the most is the employment with unscrupulous employers and employees who somehow want to stick around in the United States and become a PR no matter what leaving aside what their true human conscience tells them to do.

H1B employees with long wait times should understand, recognize and realize though US is the greatest nation, land of tremendous opportunities, free will, freedom and provider of all the liberty, living and settling down here in the States is not the end-game and the greatest life-time accomplishment; there is more to the pursuit of happiness, contributing whatever they can (little or more, the more the better) to fellow beings and the future for a cleaner, safer, friendlier, non-hostile and better world. They should not resort to unethical/illegal ways to somehow stick around, rather they should be willing to go back, prove their worthiness and come back again if they desire to, when the time is right and opportunities arise.

On an ending note, would like to more vigorously and passionately reiterate that the I140 (and predecessors) processing and adjudication to be much more stringent, rigid and after that the prospective Immigrant should be empowered to pursue on their PR enablers. The fees could be increased as required to be cost effective for USCIS while reduction in the number of steps to get to the GC.

This will result in a meritorious system by removing and prohibiting servitudes, human rights violations preserving employment rights, stopping systemic abuse of the privilege by both the employers and employees.

Thanks very much for the opportunity to provide the comments. Hope big ears listen to it, open minds consider these as pointers, wise eyes look at the existing rules for changes - Any and every change for the good will always be welcomed by the common man. And one and all will feel vindicated. Thanks again!