			Labor Condition Application for Nonimmigrant Workers U.S. Department of Labor Employment and Training Administration										n	Form ETA 9035 OMB Approval: 1205-0310 Expiration Date: 11/30/2008															
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**U.S. Department of Labor** Employment and Training Administration

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F. Employer La	hor Condition	Statements			<b>I</b>	1 1	I	11		I	1 1		1					
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	non-productive time. Offer nonimmigrants benefits on the same basis as U.S. workers.																	
(2) Working Conditions: Provide working conditions for nonimmigrants which will not adversely affect the working conditions of workers similarly employed.																		
(3) Strike, Lockout, or Work Stoppage: No strike or lockout in the occupational classification at the place of employment.																		
(4) Notice: Notic	ce to union or to v	workers at the	place of er	nploymer	nt. A co	py of t	his form	to the	nonimm	igrant w	orker(s)							
	read and agree to h in Section E of							4 as	🔿 Үе	s (	◯ No							
<ul> <li>F-1. Additional Employer Labor Condition Statements - H-1B Employers Only Please Note: In order for an application regarding H-1B nonimmigrants to be processed, you MUST read Section F-1 - Subsections 1 and 2 of the Labor Condition Application cover pages under the heading "Additional Employer Labor Condition Statements" and choose one of the 3 alternatives (A, B, or C) listed below in Subsection 1. If you mark Alternative B, you  MUST read Section F-1 - Subsection 2 of the cover pages under the heading "Additional Employer Labor Condition  Statements" and indicate your agreement to all 3 additional statements summarized below in Subsection 2.  1. Subsection 1  Choose ONE of the following 3 alternatives:  A O Employer is not H-1B dependent and is not a  A O Employer is not H-1B dependent and is not a</li></ul>																		
	ul violator. Jovon is II-1B-do	nondont and/					s work f											
viola	B C Employer is H-1B dependent and/or a willful violator. B. Secondary Displacement: Non-displacement of U.S. workers in another employer's work force; and																	
viola supp	loyer is H-1B dej tor BUT will use ort H-1B petition mmigrants.	<b>-</b> .	C. Recruitment and Hiring: Recruitment of U.S. workers and hiring of U.S. worker applicant(s) who are equally or better qualified than the H-1B nonimmigrant(s).															
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condition application may be filed with any office of the Wage and Hour Division, U.S. Department of Labor. Complaints alleging failure to offer employment to an equally or better qualified U.S. worker, or an employer's misrepresentation regarding such offer(s) of employment, may be filed with: U.S Department of Justice \* Office of the Special Counsel for Immigration-Related Unfair Employment Practices\* 950 Pennsylvania Ave, NW \* Washington, DC \* 20530.

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## OMB Paperwork Reduction Act (1205-0310)

These reporting instructions have been approved under the Paperwork Reduction Act of 1995. Persons are not required to respond to this collection of information unless it displays a currently valid OMB control number. Obligations to reply are mandatory (Immigration and Nationality Act, Sections 212(n) and (t) and 214(c). Public reporting burden for this collection of information, which is to assist with program management and to meet Congressional and statutory requirements, is estimated to average 1 hour per response, including the time to review instructions, search existing data sources, gather and maintain the data needed, and complete and review the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the U.S. Department of Labor, Room C-4312, 200 Constitution Ave. NW, Washington, DC 20210. (Paperwork Reduction Project OMB 1205-0310.) **Do NOT send the completed application to this address.**