

# BANDER LAW FIRM

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## BANDER LAW FIRM H-1B GUARANTEE

We guarantee that if the Bureau of Citizenship and Immigration Services (BCIS) does not approve a petition for H-1B status we have prepared and filed on behalf of the client, we will refund all legal fees back to the client.

This guarantee only applies to fees paid to Bander Law Firm for the legal services it provides. It does not apply to filing fees paid to the INS or any other "out of pocket" costs incurred by Bander Law Firm in preparing and/or filing the petition.

This guarantee applies only if Bander Law Firm is retained to prepare the H-1B petition and continues to handle the case until the BCIS finally adjudicates it. This guarantee covers wrongful/improper denials by the INS only if Bander Law Firm is also retained to file any and all applicable appeals and is allowed to prosecute those appeals to conclusion.

### LIMITATIONS

The Bander Law Firm H-1B guarantee **does not** apply to:

- A) Cases where a client does not sign this H-1B guarantee form;
- B) Costs unrelated to legal services actually provided by Bander Law Firm, such as filing fees, evaluation fees, expert fees, etc. This would include money paid to any third party such as Bureau of Citizenship and Immigration Services, the U.S. Department of Labor, private credentialing organizations, retention of experts, overnight mail, photocopying, or any other cost other than actual legal fees;
- C) Any case where either the beneficiary (employee) or the petitioner (employer) has provided false or inaccurate information or documentation, or fails to provide information or documentation requested by Bander Law Firm;
- D) Consular processing. H-1B candidates who are in lawful non-immigrant status and not in violation of U.S. immigration laws are permitted to obtain H-1B status in the United States, without an interview, based solely on Department of Labor (DOL) and BCIS approval. If the H-1B candidate is not eligible to obtain H-1B status in the U.S., or wishes to obtain an H-1B visa for some other reason, the candidate must apply for an H-1B visa at a Consulate abroad and will have to be interviewed by a Consular Officer prior to approval. The Bander Law Firm H-1B Guarantee does not apply to cases approved by the BCIS but later denied by the U.S. consul;

E) Changed circumstances after Bander Law Firm is retained including, but not limited to, a withdrawal or rejection of the job offer, either before or after the petition is filed; the employer's refusal to pay the prevailing wage; termination of the employment relationship;

F) Employer ineligibility to hire H-1Baliens, and;

G) Any other fact/circumstance beyond our control and/or not known to us at the time of retention or filing with the BCIS.