



U.S. Citizenship
and Immigration
Services

Interoffice Memorandum

To: REGIONAL DIRECTORS
SERVICE CENTER DIRECTORS

cc: OFFICE OF INTERNATIONAL OPERATIONS
OFFICE OF COMMUNICATIONS
DISTRICT DIRECTORS

From: Michael Aytes /s/
Associate Director, Domestic Operations

Date: March 30, 2007

Re: Guidance on Accepting H-1B Petitions for the FY 2008 Filing Period with a "Screen Print" of a certified Labor Condition Application.

April 2, 2007 is the first date on which USCIS will accept H-1B petitions requesting FY 2008 cap numbers. Today, USCIS has been informed that the Department of Labor (DOL) website through which a Labor Condition Application (LCA) is requested has occasionally been unable to print a copy of the certified LCA after completion of the certifying process. This guidance instructs USCIS officers to accept H-1B petitions filed without a copy of the certified LCA for the FY 2008 cap if the filings are accompanied by screen prints from the DOL website showing that the LCAs were in fact certified on March 30, 2007 (or any other date on which USCIS can verify with DOL that the DOL LCA website malfunctioned). The screen print must display the ETA case number, the petitioner EIN, and the employer name. Prior to final adjudication of the petitions, USCIS may require copies of the certified LCAs.

Questions regarding this guidance should be directed through channels to the Office of Service Center Operations.