Business Travel to the United States

Visa Workshop, New World Hotel
Sara Michael, Nonimmigrant Visa Chief
Ho Chi Minh City
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Business Travel to the U.S.

It is our desire to issue a visa to any legitimate traveler who wants to go to the U.S. for business

- Visa application process
- Visa interviews
- Business activity in the U.S.
U.S. Visa Procedures

All visa decisions and procedures are based on U.S. law and regulations

- Immigration and Nationality Act of 1952, as amended (INA)
- U.S. Code of Federal Regulations (CFR)
- Additional State Department regulations in Volume 9 of the Foreign Affairs Manual
Applying for a visa
First Steps:

- Plan ahead – apply as far in advance as possible
- Follow the instructions on our website: http://hochiminh.usconsulate.gov. All of the information that any applicant needs is there
- Apply for an appointment, through our website
- Request an expedited appointment if necessary, also through our website
- A note about “visa referrals”
Detailed Instructions:

**Visas**

**Nonimmigrant Visas**

**How to Apply**

**How to Apply**

**Visa Categories**

**Visa Renewal**

**Frequently-Asked Questions (FAQs)**

**Visa Denials**

**Visa Status Check**

**Contact Us**

**Additional Visa Info Resources**

**Consular Calendar**

**Getting to the**

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**U.S. Consulate General, Ho Chi Minh City, Vietnam**

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**Warning**

Section 212(a)(6)(C) of INA
Applies a serious penalty to applicants who submit fake documents to the U.S. Consulate in support of visa applications. This refusal results in a PERMANENT ineligibility for admission into the United States.

**Useful Links**

- Lost your appointment confirmation, please click here
- Online appointment tips

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**Seven Steps for Preparing for Your Visa Interview**

Below are the basic steps to apply for a nonimmigrant visa. If you already have a visa, you may qualify to renew it by mail or drop box. To determine whether you qualify, please click here.

Please note: More information is available by clicking on the steps highlighted in blue.

**STEP 1. Complete the online application form DS-160.** All nonimmigrant visa applicants are required to submit the electronic DS-160 except K-visa applicants, who must use the paper DS-156, and E-visa applicants, who must use the DS-156E.

Questions about the DS-160? Please refer to the FAQs by clicking here.

**STEP 2. Pay the application fee.**

**STEP 3. Prepare a 5cm x 5cm copy of your visa photo if you could not upload a digital photo with your form DS-160. Bring one copy of the photo.**
Online Application

Online Nonimmigrant Visa Application (DS-160)

Apply For a Nonimmigrant Visa

Welcome!

On this website, you can apply for a U.S. nonimmigrant visa. Filling out the application on our site is the first step in the process. After you submit your application, you can move on to the next steps, such as signing up for an interview.

Important: Before You Start

1. Learn about Types of Visas
2. List of Documents and Information you will need
3. Browser Requirements
4. How to complete the application

Other people can assist you with your visa application. Note that under U.S. law (22 C.F.R. 41.103) you must electronically sign and submit your own application unless you qualify for an exemption. Even if someone else helped you complete the application, you (the applicant) must click the “Sign Application” button, or your application may not be accepted.

U.S. Consulate General, Ho Chi Minh City, Vietnam
Before interview:

- Complete the online visa application, DS-160, and print out the confirmation sheet with barcode.
- Make an appointment via our website and print out your confirmation sheet.
- Your passport must be valid until the date you will leave the U.S.
- Pay your $160 interview fee at Citibank, if applying for a B1/B2 visa; petition-based visas (L1, H1-B) have a base fee of $190.
Visa Renewals (Drop Box)

- Vietnamese citizen, present in Vietnam
- Last visa was
  - □ Full validity
  - □ Still valid or expired less than 1 year ago
- Same type (business, student) as visa you are applying for
- You haven’t been refused since your last visa issuance

Accepted Tuesday, Wednesday, Thursday
8:00am – 11:00am
Processed in 5 business days
Visa interview
Which of the below documents must a business traveler present to receive a B1/B2 visa?

- Invitation letter from a business in the U.S.
- Confirmation of employment from one’s employer
- Pay stubs or statements of income
- Bank statements
- Tax returns or other evidence of tax payments
- Evidence of land or real estate holdings
Answer:

NONE!

- By law, a valid passport is the only "document" you need to receive a B1/B2 visa.
Visa issuance is based on an applicant’s interview

- An applicant must be able to explain what he or she will do in the U.S., where, and why.
- We are unlikely to issue a visa to an applicant who cannot do this, no matter how many documents he or she has.
- Applicants should not claim “market research” or “conference” attendance if their primary purpose is tourism or a family visit.
Why visas are issued or refused

- Our goal is to issue a visa to every lawful traveler who wants to conduct business in the U.S.
- The consular officer considers the applicant's overall circumstances when deciding
- Visa applications are denied if:
  - it does not appear credible that the applicant primarily intends to conduct business in the U.S.
  - the applicant has extremely weak ties overseas
  - the applicant’s activity may not be allowable in B1/B2 status in the United States
Reaplication

- U.S. Embassies and Consulates cannot maintain a written reaplication process
- Applicants who come in person to reapply will speak with a different officer if possible, but must pay the $160 fee
- We do not recommend reaplication unless there is new information you want us to review about the applicant or the purpose of travel
- Quick reaplications with no new information will result in a second refusal
Legitimate business activity
Legitimate business activity

- “Other than the performance of skilled or unskilled labor” (Matter of Hira, BIA)
- Commercial transactions, negotiations, consultations/meetings, conferences/seminars, litigation, independent research
- Installation, service and repair (by contract)
- Board meetings or board functions
- Seeking investment vs. managing a business
- Observation vs. clerkship
“Training”

- When training will further a career abroad
- Will not be placed in a position which is in the normal operation of the business
- Salary from the foreign employer, and no salary from a U.S. source except an expense allowance or reimbursement for expenses, including room and board
Contact Information:

- U.S. Consulate General, HCMC
  Telephone: (8) 3 520-4200
  Nonimmigrant Visa Inquiries: http://hochiminh.usconsulate.gov/contact/nivinquiries.html