

February 28, 2017

U.S. Department of Homeland Security

U.S. Citizenship and Immigration Services
Vermont Service Center
30 Houghton St (VSC Premium Processing)
St. Albans, VT 05478-2399

SUBLIME ART LLC
c/o JON TOMLINSON



**U.S. Citizenship
and Immigration
Services**

Beneficiary: SIROOCHENKO, ANASTASIYA
I-129, Petition for a Nonimmigrant Worker



PREMIUM PROCESSING

IMPORTANT: THIS NOTICE CONTAINS YOUR UNIQUE NUMBER. THIS PAGE MUST BE SUBMITTED WITH THE REQUESTED EVIDENCE. MAIL THIS NOTICE AND YOUR RESPONSE TO THE ADDRESS ABOVE.

You are receiving this notice because U.S. Citizenship and Immigration Services (USCIS) requires additional evidence to process your form. Please provide the evidence listed on the attached page(s). Include duplicate copies if you are requesting consular notification. **Your response must be received in this office by May 26, 2017.**

Please note that you have been allotted the maximum period allowed for responding to a Request For Evidence (RFE). The time period for responding cannot be extended. 8 CFR 103.2(b)(8)(iv). Because many immigration benefits are time sensitive, you are encouraged to respond to this request as early as possible, but no later than the deadline provided above. If you do not respond to this notice within the allotted time, your case may be denied. The regulations do not provide for an extension of time to submit the requested evidence.

You must submit all requested evidence at the same time. If you submit only some of the requested evidence, USCIS will consider your response a request for a decision on the record. 8 CFR 103.2(b)(11).

If you submit a document in any language other than English, the document must be accompanied by a full and **complete** English translation. The translator must certify that the translation is accurate and he or she is competent to translate from that language to English. **If you submit a foreign language translation in response to this request for evidence, you must also include a copy of the foreign language document.** S

Processing of your form or benefit request will resume upon receipt of your response. If you have not heard from USCIS within **60 days of responding**, you may contact the USCIS National Customer

Service Center (NCSC) at 1-800-375-5283. If you are hearing impaired, please call the NCSC TDD at 1-800-767-1833.

Responses (for Premium Processing cases only) may be faxed to (802)-860-6900. Include a copy of this notice. The Premium Processing e-mail address (vsc-premium.processing@dhs.gov) may only be used for inquiries. Do not send responses to the e-mail address.

I-129 O-1B Extraordinary Ability in the Arts

You filed Form I-129, Petition for Nonimmigrant Worker, seeking O-1B nonimmigrant classification for Anastasiya Siroochenko as a Curator and Art Buyer/Dealer.

The O-1B classification applies to individuals with extraordinary ability in the arts. The individual must have sustained national or international acclaim. His or her achievements must be in the field of expertise and show a record of prominence in his or her field.

To process your petition and determine if the beneficiary is eligible, additional information is required. This request provides suggested evidence that you may submit to satisfy each requested item. You may:

- Submit one, some, or all of these items.
- Submit none of the suggested items and instead submit other evidence to satisfy the request.
- Explain how the evidence in the record already establishes eligibility.
- Request a decision based on the record.

Note, however, that you are responsible for providing evidence that best shows that you and the parties to this petition meet all requirements. Evidence must show that all parties were eligible for the requested benefit when you filed Form I-129.

General Requirements for All O Nonimmigrant Petitions

In general, petitions seeking O nonimmigrant classification must include:

- Copies of contracts;
- A description of the competition(s), event(s), or performance(s); and
- At least one consultation.

Nature of the Event or Engagement

You must provide an explanation of the competition, event, or performance in which the beneficiary will participate. An *event* means an activity such as a scientific project, conference, convention, lecture series, academic year, or engagement during the requested validity period. To satisfy this requirement, you submitted a summary of the terms of employment under which the beneficiary will be employed.

USCIS records show the beneficiary is currently in O-1B status as a Curator and Art Buyer/Dealer for Sublime Art, LLC, under EAC1412152156, with a validity period ending on March 14, 2017. You filed the instant petition to continue to employ the beneficiary for the same position, duties, and responsibilities. You stated that you "wish to continue to hire Ms. Siroochenko as a full-time Curator/Art Buyer/Dealer."

Regulations require that an approved petition for an individual classified as an alien of extraordinary

ability shall be valid for a period of time determined by the Director to be necessary to accomplish the event, or activity, and that an extension of stay for the same event should be the same amount of time needed to continue or complete the activity or event not to exceed (1) one year. You are seeking approval of this petition for a validity period that exceeds the regulatory requirement of a one (1) year extension. The record does not establish a new event or activity, or a series of connected events or activities that warrants an extension of the beneficiary's stay that exceeds one (1) year. Record shows the beneficiary will continue to perform the same position, duties, and responsibilities.

You may still submit evidence to satisfy this requirement that may include:

- An detailed explanation of the nature of the new events or activities;
- Beginning and ending dates of the new events or activities; and
- A copy of any itinerary that shows dates, name(s) of the employer(s) and location of the event(s).

If supporting documentation is not provided, your petition may be approved for the O-1 classification with a validity period limited to a one (1) year extension.

