



**Date:** January 24, 2018

Xinyue LI  
Law Offices of Julia Park, LLC  
575 Madison Avenue, 23<sup>rd</sup> floor  
New York, NY 10022

**Application:** Form I-924  
Application for Regional Center Designation Under the Immigrant Investor Program

**Applicant(s):** Advantage America Hawaii Regional Center LLC

**Re:** Request to Amend Regional Center Designation  
Advantage America Hawaii Regional Center LLC  
RCW1616154333 / ID1502352568

On June 9, 2016, Advantage America Hawaii Regional Center LLC (“the Regional Center”) filed a Form I-924 to request an amendment to its regional center designation. The Regional Center entity was established on January 5, 2015 in Delaware, and is structured as a LLC. The Regional Center was initially approved for designation in the Immigrant Investor Program (“the Program”)<sup>1</sup> on May 28, 2015.

Specifically, the Form I-924 requests the following:

- Preliminary determination of EB-5 compliance for an exemplar Form I-526, Immigrant Petition by Entrepreneur, for a new commercial enterprise.

Effective as of the date of this notice, and as discussed further below, USCIS approves the Regional Center’s request.

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<sup>1</sup> Section 610 of Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1993, Pub. L. No. 102-395, 106 Stat. 1828 (1992), as amended (hereinafter the “Act”).

### **I. Preliminary Determination of EB-5 Compliance for a Form I-526 Exemplar Project**

Through this Form I-924 and the documents submitted, the Regional Center requests preliminary determination of EB-5 compliance for a Form I-526 exemplar project. The Regional Center presented evidence asserting that 80 investors will invest \$40 million into Hawaii City Plaza LP – the new commercial enterprise (NCE). The NCE will invest in an equity interest in Hawaii City Plaza Project, the job creating entity (JCE). The JCE intends to build a mixed-use facility comprising 163 condominium units, three restaurants, retail & parking spaces in Honolulu, Hawaii. The Regional Center asserts that the investment from EB-5 petitioners will create approximately 1,010 jobs. The Regional Center also asserts that the NCE is principally doing business within a targeted employment area (TEA).<sup>2</sup>

After review of the documents submitted in connection with this request, USCIS has determined that the Regional Center has demonstrated that the Form I-526 exemplar project complies with EB-5 requirements. Per USCIS policy, this determination will be accorded deference in subsequent filings under the project involving the same material facts and issues, absent material change, fraud, willful misrepresentation, or a legally deficient determination. Notwithstanding this approval, investors with related Form I-526 petitions must independently demonstrate eligibility with applicable EB-5 requirements, including the requirement that he or she is eligible for the requested benefit at the time of filing the benefit request and continues to be eligible through adjudication. 8 C.F.R. § 103.2(b)(1).

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If the Regional Center has any questions concerning its designation under the Immigrant Investor Program, please contact the USCIS by email at:

[USCIS.ImmigrantInvestorProgram@uscis.dhs.gov](mailto:USCIS.ImmigrantInvestorProgram@uscis.dhs.gov)

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<sup>2</sup> Based on the evidence presented, USCIS has determined that NCE will principally be doing business within a TEA for the purposes of this exemplar filing. However, investors with related Form I-526 petitions must establish that at the time of investment or at the time of filing the immigrant petition, as applicable, the geographic area in question qualified as a TEA. A geographic area that once qualified as a TEA may no longer qualify as employment rates or population increases over time. In addition, an immigrant investor cannot rely on previous TEA determinations made based on facts that have subsequently changed.

Advantage America Hawaii Regional Center LLC  
ID1502352568  
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Sincerely,

A handwritten signature in black ink, appearing to read "Nicholas Colucci". The signature is written in a cursive style with a large initial "N" and a distinct "C" at the end.

Nicholas Colucci  
Chief, Immigrant Investor Program



**Date:** January 24, 2018

Mr. Victor SHUM  
Advantage America Hawaii Regional Center LLC  
575 Madison Avenue, 23<sup>rd</sup> floor  
New York, NY 10022

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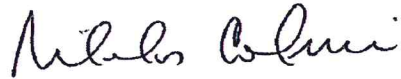
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Page 3

Sincerely,

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Nicholas Colucci  
Chief, Immigrant Investor Program

cc: Xinyue LI  
Law Offices of Julia Park, LLC  
575 Madison Avenue, 23<sup>rd</sup> floor  
New York, NY 10022