

Global Immigration Partners Highlights Common Issues in EB-5 Adjustment of Status Applications

insights into the most common challenges faced by EB-5 investors when pursuing Adjustment of Status (AOS) within the United States.

WASHINGTON DC, DC, UNITED STATES, November 2, 2025 /EINPresswire.com/ -- [Global Immigration Partners PLLC](https://www.einpresswire.com/Global-Immigration-Partners-PLLC), a leading immigration law firm specialising in investor and business immigration, today released insights into the most common challenges faced by [EB-5](#) investors when pursuing Adjustment of Status (AOS) within the United States.

The EB-5 program, which allows foreign investors to obtain U.S. permanent residency through job-creating investments, has continued to evolve under the EB-5 Reform and Integrity Act. However, applicants often encounter significant procedural and documentary obstacles that can delay or derail their green card process.



COMMON CHALLENGES IN EB-5 ADJUSTMENT OF STATUS

-  PROCESSING DELAYS AND VISA BACKLOGS
-  RFES AND DENIALS
-  SOURCE OF FUNDS AND DOCUMENTATION ISSUES
-  REGIONAL CENTER AND PROJECT SELECTION
-  INADMISSIBILITY AND COMPLIANCE RISKS
-  INCONSISTENT OR INCOMPLETE RECORDS
-  SECURITY AND BACKGROUND CHECK DELAYS
-  EVOLVING LEGAL LANDSCAPE

Top Challenges in the EB-5 Adjustment of Status Process

Processing Delays and Visa Backlogs

“

The EB-5 Adjustment of Status process demands precision, patience, and proactive planning.”

Alexander Jovy

EB-5 adjudications can take years, particularly for applicants from oversubscribed countries such as China, India, and Vietnam. These delays in I-526 or I-526E petitions often cascade into Adjustment of Status timelines.

Frequent Requests for Evidence (RFEs) and Denials
USCIS has intensified scrutiny on EB-5 filings, leading to

more RFEs and Notices of Intent to Deny (NOIDs). Even minor documentation inconsistencies

can prompt significant delays.

Source of Funds and Documentation Issues

One of the most common causes of denial stems from inadequate or incomplete evidence tracing the lawful origin of investment funds. Problems with unsecured loans, remittance documentation, or unclear paper trails are particularly risky.

Regional Centre and Project Selection

Choosing an unreliable project or a non-compliant regional centre can jeopardise both the investor's approval and job creation requirements necessary for permanent residency.

Inadmissibility and Compliance Risks

Applicants with prior immigration violations, unauthorised withdrawals of investment funds, or criminal records may be deemed inadmissible, threatening their eligibility for adjustment.

Inconsistent or Incomplete Records

Errors in personal data, missing translations, or incomplete immigration histories are frequent reasons for RFEs or delays in adjudication.

Security and Background Check

Delays

Lengthy FBI Name Checks and security reviews can further stall case processing, even after USCIS receives all required documentation.

Evolving Legal Landscape

Regulatory updates—such as changes in Targeted Employment Area (TEA) designations,



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EB-5 GREEN CARD

- EB-5 Green Card process
- EB-5 investment amount
- Targeted Employment Area (TEA)
- Form I-526/I-526E
- Form I-829
- Source of funds
- Regional Center vs. Direct Investment
- Conditional Green Card two years
- Backlog/Visa Bulletin/Priority Date
- Advantages/Benefits of EB-5

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EB5 Green Card, EB5 Regional Center

investment thresholds, and filing procedures—require experienced legal guidance to avoid missteps.

Best Practices for EB-5 Applicants

Global Immigration Partners recommends that EB-5 investors take proactive steps to safeguard their applications:

Engage Experienced EB-5 Counsel Early – Retaining qualified attorneys ensures compliance with evolving program requirements and accurate documentation.

Maintain Complete Financial Records – Prepare robust, well-organized source-of-funds evidence, including certified translations and loan documents.

Vet Projects Carefully – Choose regional centers and projects with proven compliance and credible job creation forecasts.

Monitor Processing and Policy Changes – Stay informed about USCIS processing times, Visa Bulletin updates, and new regulatory guidance.

Prepare Early for I-829 Filings – Maintain thorough documentation to demonstrate sustained investment and job creation when removing conditions.

Industry Perspective

“Adjustment of Status under the EB-5 program remains one of the most intricate immigration processes,” said [Alexander Jovy](#), Co-Managing Partner at Global Immigration Partners. “Delays, document scrutiny, and evolving regulations make it essential for investors to plan strategically and work with experienced legal professionals who understand both the immigration and financial dimensions of EB-5.”

About Global Immigration Partners PLLC

Global Immigration Partners PLLC is a full-service immigration law firm specializing in U.S. investor, business, and employment-based immigration. The firm provides strategic guidance on



Latest EB-5 Visa Insights
June 2025

-  **Visa Bulletin Update:** No changes for Reserved EB-5; Unreserved dates unchanged
-  **Visa Issuance & Backlog:** 149 % MoM jump in Reserved visas
-  **Legislative Watch:** “Golden Visa” proposal generating buzz
-  **Program Integrity & Investor Protection:** Focus on TEAs, regional centers

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EB5 proof of funds

EB-5, E-2, L-1, and other immigration categories, assisting clients worldwide with complex visa and adjustment processes.

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