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Creating Success Across Borders

USA Business Expansion

Webinar Series – Part 1

- Starting a Company in the US
- L-1A Managerial & Executive Work Visa

July 9th, 2024



Powering Your way to Success in the US

SINGLE POINT OF **ENTRY & EXPANSION** IN THE US



Company
Formation



Warehousing &
Order Fulfillment



Business
Funding



Freight and
Custom Clearance



L1A Work Visa



India US
Business Center

**YOUR IDEA.
YOUR VISION.
YOUR PROFIT.
YOUR BRAND.**

OUR COMMITMENT

...to serve you better, helping your business grow.

Sectors that our esteemed clients represent

**#Handicrafts #Chemicals #Electronics #Software Development #Artificial Intelligence
#Business Analytics #Security**

ABOUT Entry INDIA | Entry USA

Entry India LLC - Formed in 2006

Entry USA LLC – Fully owned Subsidiary of Entry India

Entry USA is a platform committed to supporting Indian manufacturers, exporters, and entrepreneurs to launch their products or services by establishing their businesses in the US.



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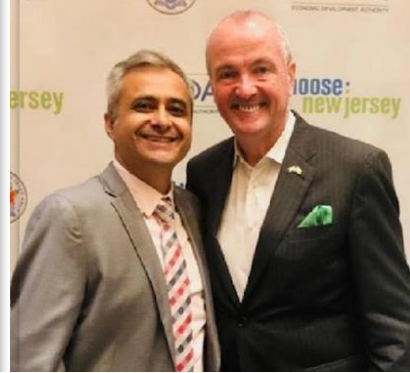




Entry India's Presence at Various Forums



US Gov't's Trade Mission,
Delhi



With Governor of NJ-
USA, Delhi



Wharton India Economic
Forum



John H. Chafee Center for
International Business



Consulate General of India,
New York



With Lt. Governor of Rhode Island, Consul
General of India



Commerce Corporation of
Rhode Island State, USA



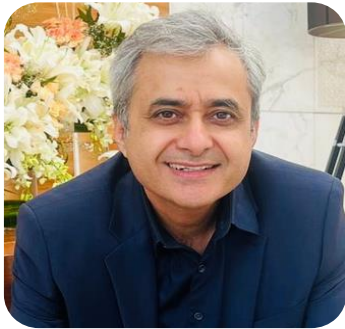


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CPA & Wealth
Planner



Geetha Rajavarapu

LIA Visa Expert



Doing Business in New Jersey

Tarun Gupta

Director

New Jersey India Center

(Under ChooseNJ)



Business Setup in the **US**

Company Registration

Ajay Kumar

CPA & Wealth Planner, NJ

MBA, NYU – Stern

Computer Science - DIT

Opening a Company in the US from India

- As a foreigner you can invest or open a company in the US without necessarily adding any US person as a board Member or Manager

There can be three situations:

- The company will be set up in the US, but the actual location of the business will be in India.
- The company sets up a marketing or other front-end office in the US, and the bulk of operations will be carried out in India.
- The company will be a subsidiary of an Indian company, operating entirely in the US



Benefits Of Opening a Company in the US

- ✓ Increase organizations visibility & build trust us companies are preferred by customers, investors, partners
- ✓ Get paid in US Dollars direct into a US-Government, FDIC, insured business bank account
- ✓ Access Angel and VC funds from the USA more easily
- ✓ Easier to get a visa (L-series transfer visa)
- ✓ Bid on US government projects; Access to the US govt grants/loans
- ✓ Access to new tech. & products at preferential prices

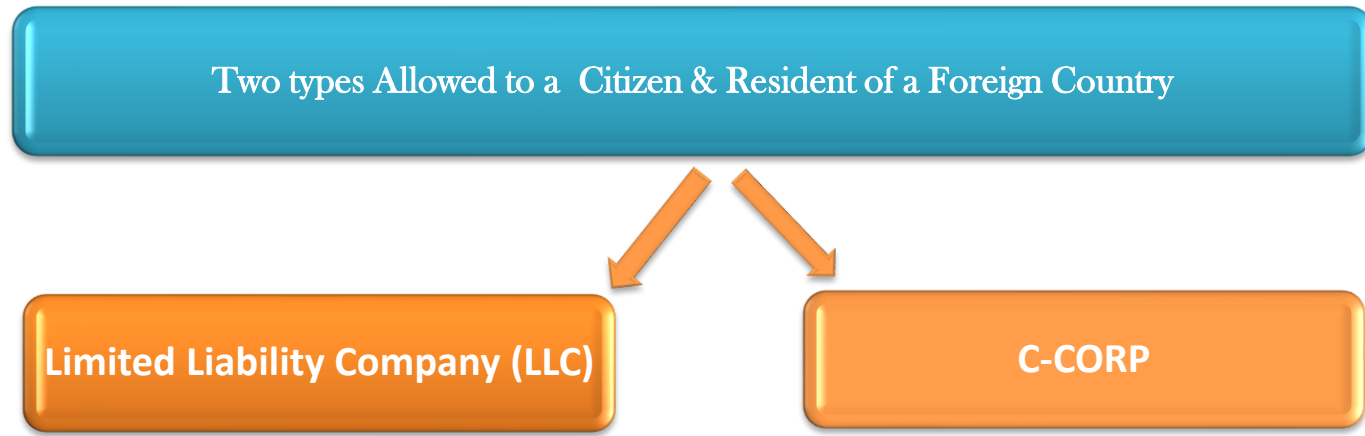


Type of Company that You can Create in the US

There are five types of companies that can be created in the US

BUT

A citizen and resident of a foreign country is allowed to select from the 2 types only





Understanding Structures (slide 1 of 2)

Limited Liability Company (LLC)

- ✓ There is no tax to LLC. Meaning income form LLC will pass through to the owners
- ✓ Flexible structure
- ✓ For small businesses, LLC is preferred



Understanding Company Structures (Slide 2 of 2)



C-Corp

- This structure is often the preferred incorporation choice of developing business since owners are not responsible for business debts and liabilities
- Rigid structure
- Taxed as separate entities
- C Corp tends to have greater credibility in attracting Investors, which includes obtaining Capital through equity financing like Venture capital funding and Crowdfunding
- It is easier for a C Corp to obtain bank financing
- Unlike LLC, C Corp can go for a Public Listing and list their stock on open exchanges, where investors can freely buy and sell the stocks among themselves



Requirements to Form LLC and C-Corp



• State Incorporation

As a foreigner you can **open your company in any state of the USA**
However, different states have different rules and different taxes.

• Federal Registration

Once you do your state incorporation, you need to

- **do federal registration and apply for your Employer Identification Number (EIN)**
 - **Once you obtain your EIN, you can approach the US banks to open bank account**

• State Tax & Labor Registration

After State incorporation and obtaining Federal Tax ID (EIN), you need to apply

- **to your state for payroll tax registration, if you have employees, and**
- **State sales tax registration**





1. Is there any minimum investment required to open company in the US?
2. When does it makes sense to open a company in the State of Delaware?
3. If I open a company in New York state but rent a warehouse space in New Jersey, would I be taxed in both the States?
4. There are states in which there is no sales tax and no corporate income tax. Won't these states be better to open the company in?

Questions from the
Participants





L-1A Managerial & Executive Work Visa

Geetha Rajavarapu

L-1A Visa Expert

New Jersey, USA



About L1A Visa - Introduction

- Temporary Non-Immigrant Visa – Dual Intent
- Allows a U.S. employer to transfer an executive or manager from one of its affiliated foreign offices to one of its offices in the United States.
- Allows a foreign company that does not yet have a U.S. office to send an executive or manager to the United States with the purpose of establishing one.
- Eligibility for Green Card – EB1C Multinational Manager or Executive



About L1A Visa - Benefits

- Expand the foreign business in the U.S.
- No minimum investment required
- Live & Work in the US
- Ability to travel
- Path to the Green card (Dual Intent)
- Educational Requirement – You do not need a degree to qualify!
- Period of Stay – Initial 3 years and maximum 7 years.
- No annual limits – No annual cap (unlike H-1B)
- Work Authorization to Dependents
- New offices – An Executive/Manager can be sent to the US to establish a new office.





L-1A Visa – General Qualifications

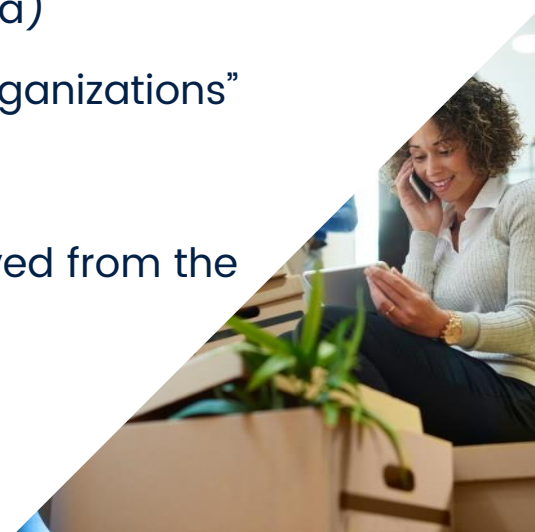
- Qualifying relationship: (parent company, subsidiary, affiliate, or branch)
- Doing business as an employer in the US and in at least one other country directly or through a qualifying organization for the duration of the beneficiary's stay in the United States as an L-1
- One-Year Employment Abroad: must be working for a qualifying organization abroad for one continuous year within three years in executive, managerial capacity
- Coming to work in an executive or managerial capacity for a branch of the same employer or one of its qualifying organizations





Opening an L-1 Visa New Office

- 1 year to “start-up” the business in the US – Extension is filed before 1 year expiration.
- Obtain New Office Space
- The Company Must Demonstrate that It Will Be Able to Support a Managerial or Executive Position after One Year (for an L-1A visa)
- Must show both the US and Foreign entity are still “qualifying organizations” and both are still “doing business”
- The US company can support executive/manager who is relieved from the day to day to operations

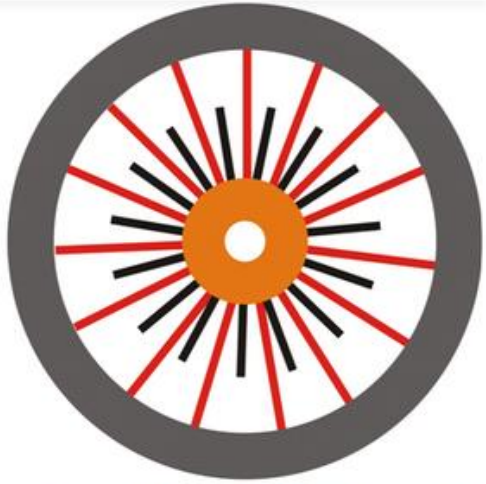




FAQ

- What counts as a qualifying relationship between companies?
- Must the US company be in the same line of business as the Indian Company?
- What is the minimum amount of investment/capitalization required?
- If I want to open a new office in the U.S., how do I show the U.S. company is doing business?
- What documents must be submitted to prove that the employee worked for the company abroad for at least one year out of the past three years?
- How do I prove I worked in an executive, managerial or specialized knowledge role?
- Can I qualify for an L-1 if I am the owner of the company abroad?
- How long can an L-1 visa be granted for?
- Can I bring my family and can they work in the U.S.?
- Does an L-1 visa lead to a green card?





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**CONNECTING BUSINESSES
WITH OPPORTUNITIES**

Entry India, LLC | Entry USA, LLC



**Making US-India
Business Grow**



**Set up your Business in US
eCommerce**

Marketplaces

**Showcase your Products
Distributors or JV partners**

**3PL Warehouse
Selling on Online**

**Find Buyers
B2B Sales Facilitation in US**

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