U.S. Citizenship and Immigration Services

Non-Precedent Decision of the Administrative Appeals Office

In Re: 18935080

Date: MAY 20, 2026

Appeal of Field Operations Directorate (FOD) Decision

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

In 1990, Congress established the EB-5 program to promote economic growth in the United States through foreign investment. See Immigration Act of 1990, Pub. L. No. 101-649, § 610, 104 Stat. 4978. Investors who comply with the program's requirements first receive conditional status, followed by the opportunity for the removal of conditions and permanent resident status. Investors may fund their own projects or invest through a U.S. Citizenship and Immigration Services (USCIS) designated regional center. *See* Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1993 (Appropriations Act), Pub. L. No. 102-395, § 610, 106 Stat 1828 (1992).[1]

In April 2014, USCIS designated [redacted] LLC (the Appellant) to participate in the EB-5 regional center program under the now repealed Appropriations Act. On March 1, 2021, Field Operations Directorate (FOD) terminated the Appellant's designation, concluding that it had failed to submit required information as required by 8 C.F.R. § 204.6(m)(6)(2019). The Appellant appealed the termination pursuant to 8 C.F.R. § 103.3, seeking reinstatement of its designation to participate in the EB-5 regional center program.

On January 28, 2026, we issued a request for evidence (RFE) to the address of record and to the attorney or record. We instructed the Appellant to substantively respond to the RFE, to request adjudication of the appeal based on the existing record of proceeding, or to request withdrawal of the appeal pursuant to 8 C.F.R. § 103.2(b)(6). To date, we have not received a response.

We may deny a benefit request as abandoned, deny it based on the record, or deny it for both reasons if an applicant or petitioner does not respond to an RFE by the required date. 8 C.F.R. § 103.2(b)(13)(i). Because the RFE response in this case was not submitted by the required date, we will dismiss the appeal as abandoned.

ORDER: The appeal is dismissed as abandoned under 8 C.F.R. § 103.2(b)(13).

[1] In March 2022, the EB-5 Reform and Integrity Act of 2022 repealed the Appropriations Act and codified the substantially reformed EB-5 regional center program within Section 203(b)(5) of the Immigration and Nationality Act (the "Act"), 8 U.S.C. § 1153(b)(5) (2022).