

Informational purposes only. Not an Original Certification

Application for Permanent
Employment Certification
ETA Form 9089**U.S. Department of Labor
Employment and Training
Administration****A. Refiling Instructions**

Are you seeking to utilize the filing date from a previously submitted Application for Alien Employment Certification (ETA 750)? Yes No

1-A. If Yes, enter the previous filing date

1-B. Indicate the previous SWA or local office case number OR if not available, specify state where case was originally filed:

B. Schedule A or Shepherdder Information

Is this application in support of a Schedule A or Shepherdder occupation? Yes No

If Yes, do NOT send this application to the Department of Labor. All applications in support of Schedule A or Shepherdder Occupations must be sent directly to the appropriate Department of Homeland Security Office.

C. Employer Information (Headquarters or main office)

1. Employer's name MUY PIZZA HOUSTON, LLC

2. Address 1

Address 2 STE 444

3. City SAN ANTONIO

State/Province TX

Country UNITED STATES OF AMERICA

Postal Code

4. Phone Number

Extension

5. Number of employees 1676

6. Year commenced business 2010

7. FEIN (Federal Employer Identification Number) Redacted

8. NAICS code 722211

9. Is the employer a closely held corporation, partnership, or sole proprietorship in which the alien has an ownership interest, or is there a familial relationship between the owners, stockholders, partners, corporate officers, incorporators, and the alien? Yes No

D. Employer Contact Information (This section must be filled out. This information must be different from the agent or attorney information listed in Section E)

1. Contact's Last Name BREMER
-
- First Name
-
- Middle Initial
-
2. Address 1
-
- Address 2 STE 444
-
3. City SAN ANTONIO
-
- State/Province TX
-
- Country UNITED STATES OF AMERICA
-
- Postal Code 78232
-
4. Phone Number
-
5. E-mail Address

E. Agent or Attorney Information (If applicable)

1. Agent or attorney's Last Name
-
- First Name GARRET
-
- Middle Initial A
-
2. Firm Name
-
3. Firm EIN Redacted
-
4. Phone Number
-
- Extension
-
5. Address 1 3435 WILSHIRE BLVD STE 2970
-
- Address 2
-
6. City LOS ANGELES
-
- State/Province CA
-

Country UNITED STATES OF AMERICA

Postal Code 90010

7. E-mail Address

F. Prevailing Wage Information (as provided by the State Workforce Agency)

1. Prevailing wage tracking number (if applicable) P10014336462864

2. SOC/O*NET (OES) code 35-2011

3. Occupation Title COOKS, FAST FOOD

4. Skill Level Level I

5. Prevailing Wage \$ 16,682.00

Per Hour Weekly Bi-weekly Month Year

6. Prevailing Wage Source OES CBA Employer Conducted
 DBA SCA Other

6-A. If Other is indicated in question 6, specify:

7. Determination Date 01/22/2015

8. Expiration Date 06/30/2015

G. Wage Offer Information

1. Offered Wage From \$ 16,682.00 To (optional) -

Per Hour Weekly Bi-weekly Month Year

H. Job Opportunity Information (Where work will be performed)

1. Primary Worksite (where work is to be performed) Address 1 7820 LONG POINT ROAD

Address 2

2. City HOUSTON

State TX

Postal Code 77055

3. Job Title COOK

4. Education: minimum level required

None High School Associate's Bachelor's Master's Doctorate Other

4-A. If Other is indicated in question 4, specify the education required:

4-B. Major field of study

5. Is training required in the job opportunity?

Yes No

5-A. If Yes, number of months of training required:

5-B. Indicate the field of training

6. Is experience in the job offered required for the job?

Yes No

6-A. If Yes, number of months experience required:

7. Is there an alternate field of study that is acceptable?

Yes No

7-A. If Yes, specify the major field of study:

8. Is there an alternate combination of education and experience that is acceptable?

Yes No

8-A. If Yes, specify the alternate level of education required:

None High School Associate's Bachelor's Master's Doctorate Other

8-B. If Other is indicated in question 8-A, Indicate the alternate level of education required:

8-C. If applicable, indicate the number of years experience acceptable in question 8:

9. Is a foreign educational equivalent acceptable?

Yes No

10. Is experience in an alternate occupation acceptable?

Yes No

10-A. If Yes, number of months experience in alternate occupation required:

10-B. Identify the job title of the acceptable alternate occupation:

11. Job Duties - If submitting by mail, add attachment if necessary. Job duties description must begin in this space.

Prepare specialty foods such as pizza, pasta, chicken wings, and other side dishes including chocolate dunkers and bread sticks, following specific methods that usually require short preparation time. Measure ingredients required for specific food items being prepared. Cook and package batches of food, such as chicken, which are prepared to order or kept warm until sold. Clean food preparation areas, cooling surfaces, and utensils.

12. Are the job opportunity's requirements normal for the occupation?

Yes No

If the answer to this question is No, the employer must be prepared to provide documentation demonstrating that the job requirements are supported by business necessity.

13. Is knowledge of a foreign language required to perform the job duties? Yes No

If the answer to this question is Yes, the employer must be prepared to provide documentation demonstrating that the language requirements are supported by business necessity.

14. Specific skills or other requirements - If submitting by mail, add attachment if necessary. Skills description must begin in this space.

N/A

15. Does this application involve a job opportunity that includes a combination of occupations? Yes No

16. Is the position identified in this application being offered to the alien identified in Section J? Yes No

17. Does the job require the alien to live on the employer's premises? Yes No

18. Is the application for a live-in household domestic service worker? Yes No

18-A. If Yes, have the employer and the alien executed the required employment contract and has the employer provided a copy of the contract to the alien? Yes No N/A

I. Recruitment Information

a. Occupation type - all must complete this section.

1. Is this application for a professional occupation, other than a college or university teacher? Professional occupation are those for which a bachelor's degree (or equivalent) is normally required. Yes No

2. Is this application for a college or university teacher? Yes No

If Yes, complete question 2-A and 2-B below.

2-A. Did you select the candidate using a competitive recruitment and selection process? Yes No

2-B. Did you use the basic recruitment process for professional occupations? Yes No

b. Special Recruitment and Documentation Procedures for College and University Teachers - Complete only if the answer to question I.a.2-A is Yes.

3. Date alien selected:

4. Name and date of national professional journal in which advertisement was placed:

5. Specify additional recruitment information in this space. Add an attachment if necessary.

c. Professional/Non-Professional Information - Complete this section unless your answers to questions I.a.1 is No and I.2-B is Yes.

6. Start date for the SWA job order

01/28/2015

7. End date for the SWA job order

02/27/2015

8. Is there a Sunday edition of the newspaper in the area of intended employment?

Yes No

9. Name of newspaper (of general circulation) in which the first advertisement was placed:

10. Date of first advertisement identified in question 9:

12/21/2014

11. Name of newspaper or professional journal (if applicable) in which second advertisement was placed:

HOUSTON CHRONICLE
Newspaper Journal

12. Date of second newspaper advertisement or date of publication of journal identified in question 11:

12/28/2014

d. Professional Recruitment Information - Complete if the answer to question I.a.1 is YES or if the answer to I.a.2-B is YES. Complete at least 3 of the items.

13. Dates advertised at job fair

From: - To: -

14. Dates of on-campus recruiting

From: - To: -

15. Dates posted on employer web site

From: - To: -

16. Dates advertised with trade or professional organization

From: - To: -

17. Dates listed with job search web site

From: - To: -

18. Dates listed with private employment firm

From: - To: -

19. Dates advertised with employee referral program

From: - To: -

20. Dates advertised with campus placement office

From: - To: -

21. Dates advertised with local or ethnic newspaper

From: - To: -

22. Dates advertised with radio or TV ads

From: - To: -

e. General Information - All must complete this section.

23. Has the employer received payment of any kind for the submission of this application?

Yes No

23-A. If Yes, describe details of the payment including the amount, date and purpose of the payment:

24. Has the bargaining representative for workers in the occupation in which the alien will be employed been provided with notice of this filing at least 30 days but not more than 180 days before the date the application is filed?

Yes No N/A

25. If there is no bargaining representative, has a notice of this filing been posted for 10 business days in a conspicuous location at the place of employment, ending at least 30 days before but not more than 180 days before the date the application is filed? Yes No N/A

26. Has the employer had a layoff in the area of intended employment in the occupation involved in this application or in a related occupation within the six months immediately preceding the filing of this application? Yes No

26-A. If Yes, were the laid off U.S. workers notified and considered for the job opportunity for which certification is sought? Yes No N/A

J. Alien Information (This section must be filled out. This information must be different from the agent or attorney information listed in Section E).

1. Alien's last name

First Name

Full middle name

2. Current address 1

Address 2

3. City

State/Province

Country

Postal Code

4. Phone number of current residence

5. Country of citizenship

6. Country of birth

7. Alien's date of birth

8. Class of admission

9. Alien registration number (A#)

10. Alien admission number (I-94)

11. Education: highest level achieved relevant to the requested occupation:
 None High School Associate's Bachelor's Master's Doctorate Other

11-A. If Other indicated in question 11, specify

12. Specify major field(s) of study

13. Year relevant education completed

14. Institution where relevant education specified in question 11 was received

15. Address 1 of conferring institution

Address 2

16. City

State/Province

Country

Postal Code

17. Did the alien complete the training required for the requested job opportunity, as indicated in question H.5? Yes No N/A

18. Does the alien have the experience as required for the requested job opportunity indicated in question H.6? Yes No N/A

19. Does the alien possess the alternate combination of education and experience as indicated in question H.8? Yes No N/A

20. Does the alien have the experience in an alternate occupation specified in question H.10? Yes No N/A

21. Did the alien gain any of the qualifying experience with the employer in a position substantially comparable to the job opportunity requested? Yes No N/A

22. Did the employer pay for any of the alien's education or training necessary to satisfy any of the employer's job requirements for this position? Yes No

23. Is the alien currently employed by the petitioning employer? Yes No

K. Alien Work Experience

List all jobs the alien has held during the past 3 years. Also list any other experience that qualifies the alien for the job opportunity for which the employer is seeking certification.

1. Employer Name Redacted

2. Address 1 Redacted
 Address 2 Redacted

3. City State/Province Country Postal Code Redacted

4. Type of Business Redacted

5. Job Title Redacted

6. Start Date Redacted

7. End Date Redacted

8. Number of hours worked per week Redacted

9. Job Details (duties performed, use of tools, machines, equipment, skills, qualifications, certifications, licenses, etc. Include the phone number of the employer and the name of the alien's supervisor.)

Redacted

L. Alien Declaration

I declare under penalty of perjury that Sections J and K are true and correct. I understand that to knowingly furnish false information in the preparation of this form and any supplement thereto or to aid, abet, or counsel another to do so is a federal offense punishable by a fine or imprisonment up to five years or both under 18 U.S.C. §§ 2 and 1001. Other penalties apply as well to fraud or misuse of ETA immigration documents and to perjury with respect to such documents under 18 U.S.C. §§ 1546 and 1621. In addition, I further declare under penalty of perjury that I intend to accept the position offered in Section H of this application if a labor certification is approved and I am granted a visa or an adjustment of status based on this application.

1. Alien's last name Redacted

First name Redacted

Full middle name Redacted

2. Signature Date signed Redacted

Note - The signature and date signed do not have to be filled out when electronically submitting to the Department of Labor for processing, but must be complete when submitting by mail. If the application is submitted electronically, any resulting certification MUST be signed immediately upon receipt from DOL before it can be submitted to USCIS for final processing.

M. Declaration of Preparer

1. Was the application completed by the employer? If No, you must complete this section. Yes No

I hereby certify that I have prepared this application at the direct request of the employer listed in Section C and that to the best of my knowledge the information contained herein is true and correct. I understand that to knowingly furnish false information in the preparation of this form and any supplement thereto or to aid, abet, or counsel another to do so is a federal offense punishable by a fine, imprisonment up to five years or both under 18 U.S.C. §§ 2 and 1001. Other penalties apply as well to fraud or misuse of ETA immigration documents and to perjury with respect to such documents under 18 U.S.C. §§ 1546 and 1621.

2. Preparer's last name LUNGIN

First Name

Middle initial A

3. Title ATTORNEY

4. E-mail address

5. Signature

Yes No

Date signed

Note - The signature and date signed do not have to be filled out when electronically submitting to the Department of Labor for processing, but must be complete when submitting by mail. If the application is submitted electronically, any resulting certification MUST be signed immediately upon receipt from DOL before it can be submitted to USCIS for final processing.

N. Employer Declaration

By virtue of my signature below, I HEREBY CERTIFY the following conditions of employment: 1. The offered wage equals or exceeds the prevailing wage and I will pay at least the prevailing wage. 2. The wage is not based on commissions, bonuses or other incentives, unless I guarantees a wage paid on a weekly, bi-weekly, or monthly basis that equals or exceeds the prevailing wage. 3. I have enough funds available to pay the wage or salary offered the alien. 4. I will be able to place the alien on the payroll on or before the date of the alien's proposed entrance into the United States. 5. The job opportunity does not involve unlawful discrimination by race, creed, color, national origin, age, sex, religion, handicap, or citizenship. 6. The job opportunity is not: a. Vacant because the former occupant is on strike or is being locked out in the course of a labor dispute involving a work stoppage; or b. At issue in a labor dispute involving a work stoppage. 7. The job opportunity's terms, conditions, and occupational environment are not contrary to Federal, state or local law. 8. The job opportunity has been and is clearly open to any U.S. worker. 9. The U.S. workers who applied for the job opportunity were rejected for lawful job-related reasons. 10. The job opportunity is for full-time, permanent employment for an employer other than the alien. I hereby designate the agent or attorney identified in section E (if any) to represent me for the purpose of labor certification and, by virtue of my signature in Block 3 below, I take full responsibility for the accuracy of any representations made by my agent or attorney. I declare under penalty of perjury that I have read and reviewed this application and that to the best of my knowledge the information contained herein is true and accurate. I understand that to knowingly furnish false information in the preparation of this form and any supplement thereto or to aid, abet, or counsel another to do so is a federal offense punishable by a fine or imprisonment up to five years or both under 18 U.S.C. §§ 2 and 1001. Other penalties apply as well to fraud or misuse of ETA immigration documents and to perjury with respect to such documents under 18 U.S.C. §§ 1546 and 1621.

1. Last name

LUNGIN

First name

Middle initial

A

2. Title

ATTORNEY

3. Signature

Yes No

Date signed

Note - The signature and date signed do not have to be filled out when electronically submitting to the Department of Labor for processing, but must be complete when submitting by mail. If the application is submitted electronically, any resulting certification MUST be signed immediately upon receipt from DOL before it can be submitted to USCIS for final processing.