Select what form/section you would like to view: Select \$ 1205-0466 Print Summary B Expiration Date: XX/XXX/XXXX

Labor Condition Application for H-1B, H-1B1 and E-3 Nonimmigrant Workers Form ETA-9035CP **U.S.Department of Labor** MPORTANT: Please read these instructions carefully before completing the Form ETA-9035 or 9035E – Labor Condition Application (LCA) for Nonimmigrant Workers. These instructions contain full explanations of the questions and attestations that make up the LCA, Form ETA-9035 and 9035E, with further information about the employer's obligations provided in 20 CFR 655 Subpart H. If the employer plans to file non-electronically, which is allowed only for certain reasons set out below, ALL required fields and items containing an asterisk (") must be completed as well as any life and items where a response is conditioned on the response to another required section/field or item as indicated by the section (§) symbol. In accordance with 20 CFR 655.740, once an LCA has been received from an employer, a determination will be made by the ETA Certifying Officer will certify the LCA or return it to the employer or or certified. Where all items on the Form ETA-9035 or 9035E are complete and do not contain obvious inaccuracies, the ETA Certifying Officer will certify the LCA is not certified pursuant to 20 CFR 655.740(a)(2)(i) or (ii), the ETA Certifying Officer will return it to the employer's authorized agent or representative, explaining the reason(s) for such return without certification. Except in the case of a disqualification issued by the Wage Hour Administrator, the employer may submit a corrected LCA to the Devartment for review, which shall be treated as a new LCA and processed on a "first served" basis. Anyone who knowingly and willingly furnishes false information in the preparation of the Form ETA-9035 or 9035E and any supplement thereto, or aids, abets, or counsels another to do so is committing a Federal offense under 18 U.S.C. 1001 or other provisions of law. A: Employment-Based Nonimmigrant Visa Information 1 Indicate the type of visa classification supported by this application H-1B B: Temporary Need Information 1 Job Title Senior Devops Engineer - KBGFJG132387-2 2/B.3 SOC (ONET/OES) Code and Occupation Title 15-1133.00 2/B.3 SOC (ONET/OES) Code and Occupation Title Software Developers, Systems Software 4 Is this a full-time position? YES 5 Begin Date 2021-05-30 6 End Date 2024-05-29 7 Total Worker Positions Being Requested for Certification a. New Employment 0 b. Continuation of previously approved employment without change with the same employer c. Change in previously approved employment 0 d. New concurrent employment 0 e. Change in employer 0 f. Amended petition C: Employer Information 1 Legal Business Name Teradata US, Inc. 3 Address 1 5550 Peachtree Parkway 4 Address 2 (apartment/suite/floor and number) Suite 400 5 City Norcross 6 State GEORGIA 7 Postal Code

	30092
3 Country	UNITED STATES OF AMERICA
10 Telephone Number	+14083522247
12 Federal Employer Identification Number (FEIN from IRS)	75-3236480
13 NAICS Code	541513
13 NAICS Description	Facilities (i.e., clients' facilities) management and operation services, computer systems or data processing
Employer Point of Contact Information	
1 Contact's Last (family) Name	Staigl
2 First (given) Name	Carla
3 Middle name(s)	С
4 Contact's Job Title	Global Mobility Manager
5 Address 1	17095 Via Del Campo
7 City	San Diego
3 State	CALIFORNIA
Postal Code	92127
10 Country	UNITED STATES OF AMERICA
12 Telephone Number	+19372429767
14 Business e-mail address	Carla.Staigl@Teradata.com
Attorney or Agent Information (if applicable)	
1 Is the employer represented by an attorney or agent in the filing of this application?	Attorney
2 Attorney or Agent's Last (family) Name	Bickhram
3 First (given) Name	Sabita
5 Address 1	100 Adelaide Street West
6 Address 2 (apartment/suite/floor and number)	Floor 31
7 City	Toronto
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Wage Rate Paid to Nonimmigrant Workers From  Wage Rate Paid to Nonimmigrant Workers Per  Year  Prevailing Wage Rate Prevailing Wage Rate Per  Identify the source user for the prevailing wage (PW)  Wage Level  Wage Level  IV  Source Year  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  San Diego	State/District/Territory	CALIFORNIA
Wage Rate Paid to Nonimmigrant Workers Per  Prevailing Wage Rate Prevailing Wage Rate Per  Identify the source user for the prevailing wage (PW)  Wage Level  Source Year  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  San Diego	Postal Code	92127
Wage Rate Paid to Nonimmigrant Workers Per  Prevailing Wage Rate Prevailing Wage Rate Per  Identify the source user for the prevailing wage (PW)  Wage Level  Source Year  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  San Diego	Wage Rate Paid to Nonimmigrant Workers From	153000.00
Prevailing Wage Rate Prevailing Wage Rate Per  Year  Identify the source user for the prevailing wage (PW)  Mage Level  Wage Level  Source Year  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment employment the worker of this LCA will be placed with a secondary entity at this place of employment the LCA  Address 1  City  San Diego	Wage Rate Paid to Nonimmigrant Workers Per	
Prevailing Wage Rate Per  Identify the source user for the prevailing wage (PW)  Mage Level  Vage Level  Source Year  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  Year  113_is_oes_prevailing_wage  IV  7/1/2020 - 6/30/2021  1  NO  NO  12246 Summer Breeze Ln  San Diego		
Identify the source user for the prevailing wage (PW)  Wage Level  IV  Source Year  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  F13_is_oes_prevailing_wage  IV  NO  1/1/2020 - 6/30/2021  NO  12246 Summer Breeze Ln  San Diego		135429.00
Wage Level  Source Year  T/1/2020 - 6/30/2021  Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  San Diego	Prevailing Wage Rate Per	Year
Source Year 7/1/2020 - 6/30/2021  Enter the estimated number of workers that will perform work at this place of employment under the LCA 1  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1 12246 Summer Breeze Ln  City San Diego	Identify the source user for the prevailing wage (PW)	f13_is_oes_prevailing_wage
Enter the estimated number of workers that will perform work at this place of employment under the LCA  Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  San Diego	Wage Level	IV
Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of employment  Address 1  City  San Diego	Source Year	7/1/2020 - 6/30/2021
employment  Address 1 12246 Summer Breeze Ln  City San Diego	Enter the estimated number of workers that will perform work at this place of employment under the LCA	1
Address 1  City  San Diego	Indicate whether the worker(s) subject to this LCA will be placed with a secondary entity at this place of	NO
City San Diego		
		12246 Summer Breeze Ln
County SAN DIEGO	City	San Diego
	County	SAN DIEGO

State/District/Territory CALIFORNIA

92128

## G: Employer Labor Condition Statements

APP A: Appendix A - Educational Attainment Documentation

Appendix A. Record(s)

Postal Code

In order for your application to be processed, you MUST read Section G of the Form ETA-9035CP - General Instructions for the 9035 & 9035E under the heading "Employer Labor Condition Statements" and agree to all four (4) labor condition statements summarized below:

- 1. Wages: The employer shall pay nonimmigrant workers at least the prevailing wage or the employer's actual wage, whichever is higher, and pay for non-productive time. The employer shall offer nonimmigrant workers benefits and eligibility for benefits provided as compensation for services on the same basis as the employer offers to U.S. workers. The employer shall not make deductions to recoup a business expense(s) of the employer including attorney fees and other costs connected to the performance of H-1B, H-1B1, or E-3 program functions which are required to be performed by the employer. This includes expenses related to the preparation and filing of this LCA and related visa petition information. 20 CFR 655.731;
- 2. Working Conditions: The employer shall provide working conditions for nonimmigrants which will not adversely affect the working conditions of workers similarly employed. The employer's obligation regarding working conditions shall extend for the duration of the validity period of the certified LCA or the period during which the worker(s) working pursuant to this LCA is employed by the employer, whichever is longer. 20 CFR 655.732;
- 3. Strike, Lockout, or Work Stoppage: At the time of filing this LCA, the employer is not involved in a strike, lockout, or work stoppage in the course of a labor dispute in the occupational classification in the area(s) of intended employment. The employer will notify the Department of Labor within 3 days of the occurrence of a strike or lockout in the occupation, and in that event the LCA will not be used to support a petition filing with the U.S. Citizenship and Immigration Services (USCIS) until the DOL Employment and Training Administration (ETA) determines that the strike or lockout has ended. 20 CFR 655.733;
- 4. Notice: Notice of the LCA filing was provided no more than 30 days before the filing of this LCA or will be provided on the day this LCA is filed to the bargaining representative in the occupation and area of intended employment, or if there is no bargaining representative, to workers in the occupation at the place(s) of employment either by electronic or physical posting. This notice was or will be posted for a total period of 10 days, except that if employees are provided individual direct notice by e-mail, notification need only be given once. A copy of the notice documentation will be maintained in the employer's public access file. A copy of this LCA will be provided to each nonimmigrant worker employed pursuant to the LCA. The employer shall, no later than the date the worker(s) report to work at the place(s) of employment, provide a signed copy of the LCA to the worker(s) working pursuant to this LCA. 20 CFR 655.734.
- 1 <u>I have read and agree to</u> Labor Condition Statements 1, 2, 3, and 4 above and as fully explained in Section G of the Form ETA-9035CP General Instructions for the 9035 & 9035E and the Department's regulations at 20 CFR 655 Subpart H.

H: H-1B Additional Employer Labor Condition Statements	<b>~</b>	
1 At the time of filing this LCA, is the employer H-1B dependent?	NO	
2 At the time of filing this LCA, is the employer a willful violator	NO	
I/J: Employer Obligations	V	
Notice of Obligations A. Upon receipt of the certified LCA, the employer must take the following actions: Print and sign a hard copy of the LCA if filing electronically(20 CFR 655.705(c)(2)); Maintain the original signed and certified LCA in the employer's files (20 CFR 655.705(c)(2)); 20 CFR 655.730(c)(3); and 20 CFR 655.760) Make a copy of the LCA, as well as necessary supporting documentation required by the Department of Labor regulations, available for public examination in a public access file at the employer's principal place of business in the U.s> or at the place of employment within one working day after the date on which the LCA is filed with the Department of Labor (20 CFR 655.705(c)(2) and 20 CFR 655.760).  B. The employer must develop sufficient documentation to meet its burden of proof with respect to the validity of the statements made in its LCA and the accuracy of information provided, in the event that such statements or information is challenged (20 CFR 655.705(c)(5) and 20 CFR 655.700(d)(iv)).  C. The employer must make this LCA, supporting documentation, and other records available to officials of the Department of Labor upon request during any investigation under the immigration and Nationality Act (20 CFR 655.760 and 20 CFR 855.760 and 20 CFR		
1 Public disclosure information in the United States will be kept at: (You <u>must</u> select one or both of the options listed in this Section.)  • Employer's principal place of business		
1 Last (family) name of hiring or designated official	Staigl	
2 First (given) name of hiring or designated official	Carla	
3 Middle Initial	С	
4 Hiring or designated official title	Global Mobility Manager	
K: LCA Preparer	V	
1 Last (family) Name	Jalota	
2 First (given) Name	Neil	
4 Firm/Business Name	EY Law LLP	
5 Email Address	Neil.Jalota@ca.ey.com	