



Published on *US Immigration Lawyer, Law Offices of Rajiv S. Khanna, PC, Rajiv S. Khanna* (<https://immigration.com>)

Getting H-1B Extensions Based on of I-140 Approval of Spouse

Getting H-1B Extensions Based on of I-140 Approval of Spouse ^[1]

Submitted by Chief Editor on Mar 26th 2019

My wife's I-140 was approved and I was also on her I-140. My non-profit employer also filed my PERM and is pending with USICS. If I have to switch employers before my I-140 approval and pending 180 days, I am assuming that my new employer would have to file my GC all over again. Given that I was on my wife's I-140, will I be eligible for H1 extensions after my 6yr period if I don't have my own I-140? Also, can I change employers and my job roles once I have my I-140 approved and pending for 180 days?

ANSWER:

Watch the Video on this FAQ: ^[2]Getting H-1B extensions based on of I-140_[2] approval of spouse_[2]

Video Transcript

The answer is Yes. If you leave before the I-140 is up, before the PERM is approved, you will not get anything out of that process. If you leave after I-140 approval you will still have to start your green card all over again, but you definitely carry with you, your priority date. On top of that you may also be able to carry in the right to extend H-1B with any employer as long as the I-140 was approved and stayed approved for 180 days. After that, even if it is revoked by the old employer your rights are not disturbed. More... ^[2]

Note: This is a verbatim transcript of the referenced audio/video media delivered as oral communication, and, therefore, may not conform to written grammatical or syntactical form.

Nonimmigrant Visas:

Extension ^[3]

H-1 Visa ^[4]

Green Card:

Form I-140 ^[5]

FAQ Transcript:

Note: This is a verbatim transcript of the referenced audio/video media delivered as oral communication, and, therefore, may not conform to written grammatical or syntactical form.

Unless the context shows otherwise, all answers here were provided by Rajiv ^[6] and were compiled and reported by our editorial team from comments and blog on immigration.com ^[7]

Add new comment ^[8]

Source URL (retrieved on 25 Sep 2020 - 22:46): <https://immigration.com/faq/form-i-140/getting-h-1b-extensions-based-i-140-approval-spouse>

Links:

[1] <https://immigration.com/faq/form-i-140/getting-h-1b-extensions-based-i-140-approval-spouse>

[2] <https://youtu.be/-cGPxFFVmC4?t=514>

[3] <https://immigration.com/visa/nonimmigrant-visas/extension>

[4] <https://immigration.com/visa/nonimmigrant-visas/h-visa/h-1-visa>

[5] <https://immigration.com/greencard/green-card/form-i-140>

[6] <http://www.immigration.com/law-offices-rajiv-s-khanna-pc>

[7] <http://www.immigration.com>

[8] <https://immigration.com/JavaScript%3Avoid%280%29%3B>