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I-140 Withdrawal vs NOIR in AC21 Context

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Submitted by Chief Editor on Dec 10th 2013

A couple of questions I have in extension to the I-140 withdrawal by employer are below. If I have I-1485 pending for more than a year via company A and I join company B using my EAD/AC21: a. what will be the impact if Company-A decides to withdraw/cancel/dissolve the I-140? b. Is there a possibility for a NOIR to occur on the I140 which had been approved in 2011? If yes what is the impact in either cases? What are the measures I need to take in either case?

ANSWER:

- a. No effect on your AC21 right, but you cannot extend future H-1 (if you need them).
- b. Oh yes.

You can just make sure the employer vigorously responds to an *NOIR*, if needed.

Unless the context shows otherwise, all answers here were provided by [Rajiv](#) [2] and were compiled and reported by our editorial team from comments and blog on immigration.com [3]

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