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# I-140 Pending Approval

## I-140 Pending Approval [1]

Submitted by Chief Editor on May 5th 2014

I am currently on second year of my H-1B. My PERM is approved with a priority date of March 2013; I-140 is filed and pending approval. I am hoping this would be approved in July 2014. My question is I am planning to switch employer. Can I carry over my priority date with new employer? If so, are there any conditions like minimum period to wait after I-140 is approved to carry over the Priority dates to new employer?

### **ANSWER:**

The priority date is yours the moment the I-140 is approved. There is no "cooling off" period.

### **Nonimmigrant Visas:**

[H-1 Visa](#) [2]

### **Green Card:**

[Form I-140](#) [3]

[PERM - Labor Certification](#) [4]

**Unless the context shows otherwise, all answers here were provided by [Rajiv](#) [5] and were compiled and reported by our editorial team from comments and blog on [immigration.com](#) [6]**

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