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Applying for H-4 EAD while H-4 is pending

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Submitted by Chief Editor on Aug 5th 2015

ANSWER:

See clip from Attorney Rajiv S. Khanna's conference call video that addresses this question.

<https://youtu.be/tSRYmjhoEzA?t=928> ^[2]

FAQ Transcript:

You can apply for EAD. But USCIS has said they don't like the idea of separating the applications as it can cause delays. Personally I think that's baloney. I would file it if I were you. You have two options. You can premium the H-1 then H-4 gets premium. Kind of piggy bank on it and when the H-1 is approved file EAD as long as you have a receipt number. I don't see why it should be a problem. So your choice I would file it.

Nonimmigrant Visas:

[H-4 EAD](#) ^[3]

[H-4 Visa](#) ^[4]

[H-4 Visa](#) ^[4]

[H-4 EAD](#) ^[3]

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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[2] <https://youtu.be/tSRYmjhoEzA?t=928>

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

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

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

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

[7] <https://immigration.com/JavaScript%3Aavoid%28%29%3B>