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H-1 entering USA when visa is about to expire

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Submitted by Chief Editor on Apr 5th 2016

My amendment has been filed by my company in Aug15 but not approved yet. Now I want to travel to India in month of April & get back in same month . after coming back H1B extension will be filed by company. My question is can they create any problem on my return since my visa is about to expire in June 2016 & amendment is not approved yet.

ANSWER:

Watch Video: H-1 entering USA when visa is about to expire ^[2]

Video Transcript: You can enter the United States even if you have one day left on your visa. There could be questions as to how long you are going to stay, how are you going to stay, if the employer has already filed an extension and what is the process of filing the extension., and if these questions are answered brilliantly and completely you will not have a problem. Nevertheless you are allowed to enter the United States under the law even if you have one day remaining in the visa stamping.

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:

General Nonimmigrant Visa ^[3]

H-1 Visa ^[4]

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 ^[5] and were compiled and reported by our editorial team from comments and blog on immigration.com ^[6]

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Source URL (retrieved on 6 Aug 2020 - 19:58): <https://immigration.com/faq/h-1-entering-usa-when-visa-about-expire>

Links:

[1] <https://immigration.com/faq/h-1-entering-usa-when-visa-about-expire>

[2] <https://youtu.be/MSd8KIH8lAs?t=408>

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

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

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

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

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