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F-1 Student Directly Filing for a Green Card

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Submitted by Chief Editor on Mar 14th 2017

I am currently working as a research fellow on F-1 OPT and my employer is considering filing for EB-1. My question is, can the transition be done from F-1 OPT to EB-1 and in case my application does not go through can I come back to renew my F-1 status to continue a Ph.D. in the future?

ANSWER:

There is nothing in law that stops an F-1 student from directly filing for a green card. But, exhibiting immigrant intent while on an F-1 visa can raise some issues that should be discussed and planned for with your lawyers.

Nonimmigrant Visas:

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

[General Nonimmigrant Visa](#) [3]

Green Card:

[EB1 Green Card](#) [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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