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I-140 Revoked By Last Employer

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Submitted by Chief Editor on May 9th 2017

I stayed with my last employer more than 6 months after I-140 was approved. My employer revoked I-140 but I can retain my priority date. Now, I am filing I-140 again with a new employer. Will I have stay with my current employer more than 6 months after I-140 is approved to retain my (old) priority date? If I change job after I-140 is approved, my employer can't revoke it. True? Is there any period I need to be employed with the current employer after I-140 is approved?

ANSWER:

Under the law effective from 17 January 2017, an employee will retain their priority date once an I-140 is properly approved, even if a day later the employer asks for a revocation. There is no requirement that the employee be employed with that employer for a certain period of time.

Green Card:

[Form I-140](#) ^[2]

[Priority Date](#) ^[3]

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](#) ^[4] and were compiled and reported by our editorial team from comments and blog on immigration.com ^[5]

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[2] <https://immigration.com/greencard/green-card/form-i-140>

[3] <https://immigration.com/greencard/green-card/priority-date>

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

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