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Use of priority date

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Submitted by Chief Editor on Jan 6th 2010

I am on an H1B Visa and my wife is on H4. She is about to finish her nursing school. My I140 is pending along with both our 485's. My question is.. if my wife finds an employer who is willing to file an I140 for her can we use my priority date and the already applied I485's to get the green card? My priority date is sept 2001. EB3.

ANSWER:

Your wife cannot transfer your priority date to her case.

Unless the context shows otherwise, all answers here were provided by Rajiv ^[2] and were compiled and reported by our editorial team from comments and blog on immigration.com ^[3]

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Links:

[1] <https://immigration.com/faq/form-i-140/use-priority-date>

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

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

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