

# AOS applicants applying for H-1 visa

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Submitted by Chief Editor on Nov 15th 2010

### **ANSWER:**

We would highly recommend not applying for an H visa if it can be avoided. In the past few weeks, I have provided consultations to various employers on H-1 visa refusals. The refusals were ridiculous, illegal and would be overturned if there were an adequate mechanism for reversal. So, I see no point in applying for an H-1 visa. Even if you enter on AP and continue working for the original H-1 employer, you ARE considered to still be on H-1. All other matters are more or less ancillary.

### **Nonimmigrant Visas:**

H Visa <sup>[2]</sup>

General Nonimmigrant Visa <sup>[3]</sup>

### **Profession/Occupation:**

Computer and IT Professionals <sup>[4]</sup>

### **Green Card:**

Form I-485 <sup>[5]</sup>

General Green Card <sup>[6]</sup>

AC21 AOS Portability <sup>[7]</sup>

### **Immigration Law :**

Visa <sup>[8]</sup>

**Unless the context shows otherwise, all answers here were provided by Rajiv <sup>[9]</sup> and were compiled and reported by our editorial team from comments and blog on immigration.com <sup>[10]</sup>**

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### **Links:**

[1] <https://immigration.com/faq/form-i-485-general-green-card-ac21-aos-portability/aos-applicants-applying-h-1-visa>

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