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Submitted by Chief Editor on Feb 2nd 2011

I am US citizen and my wife is here on B-2 visa, her I-94 just expired, applied for extension, denied. Can I file I-130 and 485 for her now and can she wait here for her GC legally without leaving the country?

ANSWER:

You can file I-130 and I-485, but she must not travel outside USA until she gets her green card.

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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