



Published on *US Immigration Lawyer, Law Offices of Rajiv S. Khanna, PC, Rajiv S. Khanna* (<https://immigration.com>)

---

# I-140 Pending Approval

## I-140 Pending Approval [1]

Submitted by Chief Editor on May 5th 2014

I am currently on second year of my H-1B. My PERM is approved with a priority date of March 2013; I-140 is filed and pending approval. I am hoping this would be approved in July 2014. My question is I am planning to switch employer. Can I carry over my priority date with new employer? If so, are there any conditions like minimum period to wait after I-140 is approved to carry over the Priority dates to new employer?

### **ANSWER:**

The priority date is yours the moment the I-140 is approved. There is no "cooling off" period.

### **Nonimmigrant Visas:**

H-1 Visa [2]

### **Green Card:**

Form I-140 [3]

PERM - Labor Certification [4]

**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]**

### **Add new comment** [7]

---

**Source URL (retrieved on 2 Mar 2021 - 04:16):** <https://immigration.com/faq/form-i-140-perm-labor-certification/i-140-pending-approval?page=1>

### **Links:**

[1] <https://immigration.com/faq/form-i-140-perm-labor-certification/i-140-pending-approval>

[2] <https://immigration.com/visa/nonimmigrant-visas/h-visa/h-1-visa>

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

[4] <https://immigration.com/greencard/green-card/perm-labor-certification>

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

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

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