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Do Not Have Copy of I-140 Approval Notice But Have Receipt

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Submitted by Chief Editor on Sep 29th 2014

I have my I-140 approved (in my 6th year of H-1). But my employer is not handing the approval notice to me. I have both Receipt Number and my Labor number (starting with A.). I have filed FOIA to get copy of I-140 approval notice. I wanted to know 1) Can I transfer my H-1 to another employer by just giving I-140 receipt number to them? 2) Can my new employer use this number to file my GC and keeping the PD based on this number?

ANSWER:

As long as your I-140 is not revoked BEFORE approval of H-1 extension/transfer, the receipt should be enough to get an extension with another employer. The priority date transfer is "automatic" and done at the USCIS level; that should not even need a receipt.

Nonimmigrant Visas:

[H Visa](#) ^[2]

Green Card:

[Form I-140](#) ^[3]

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

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