



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

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# Sister Filed Petition

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Submitted by Chief Editor on Oct 3rd 2014

My sister filed petition for me last year maybe I-130. I am an Indian and my wife is Italian, I am in California nowadays since last week. Can we stay here permanently under I-485 or AOS whatever?

### **ANSWER:**

That category takes 13-14 years. During the time you are waiting for your priority date to be current, you cannot stay in the USA just because your green card is pending. You can, however, stay or come to the USA under a visa independent of the green card such as L-1, H-1. You can also apply for a green card in several categories simultaneously.

### **Nonimmigrant Visas:**

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

H-1 Visa <sup>[4]</sup>

L-1 Visa <sup>[5]</sup>

### **Green Card:**

Green Card through Brother or Sister <sup>[6]</sup>

**Unless the context shows otherwise, all answers here were provided by Rajiv <sup>[7]</sup> and were compiled and reported by our editorial team from comments and blog on immigration.com <sup>[8]</sup>**

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### **Links:**

[1] <https://immigration.com/faq/green-card-through-brother-or-sister/sister-filed-petition>

[2] <http://www.immigration.com/comment/14928#comment-14928>

[3] <https://immigration.com/visa/nonimmigrant-visas/general-nonimmigrant-visa>

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

[5] <https://immigration.com/visa/nonimmigrant-visas/l-visa/l-1-visa>

[6] <https://immigration.com/greencard/green-card/family-based-green-cards/green-card-through-brother-or-sister>

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

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

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