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Denial based upon immigrant intent, 214(b)

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Submitted by Chief Editor on Mar 25th 2015

ANSWER:

See clip from Attorney Rajiv S. Khanna's conference call video that addresses this question.

<https://youtu.be/GtOqqgqEG6I?t=87> ^[2]

FAQ Transcript

214(b) denials, typically you will come across in student visa applications, tourist visa applications, even J-1/J-2 applications. They can be problematic because they are very difficult to overturn. It is a matter of subjective determination of the consulate that they suspect the applicant has an immigration intention.

If somebody has come to the US on a tourist visa or any other nonimmigrant visa and gone back within the time permitted that's a good sign. That shows that you are somebody that you can be trusted. In a case like yours unless there was a reason for the consulate not to trust your submission they should have considered your case more sympathetically than the case of somebody who has never been to the United States.

I don't think the sponsorship is a problem.

Nonimmigrant Visas:

[214\(b\)](#) ^[3]

[General Nonimmigrant Visa](#) ^[4]

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[214\(b\)](#) ^[3]

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]

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[2] <https://youtu.be/GtOqqgEG6I?t=87>

[3] <https://immigration.com/visa/nonimmigrant-visas/214b>

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

[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>