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Immigration Law Update

Current Developments in Employment-Based Immigration

Dear Julie,

This is the latest installment in our efforts to keep you apprised of the rapidly changing U.S. immigration environment. Some of the most recent changes could have a serious impact on you or your employees, and we urge you to communicate these changes to interested parties.

H-1B Cap Count Met

On June 11, 2012, USCIS announced it had received a sufficient number of petitions to reach the statutory cap for FY 2013. On June 7, 2012, USCIS also received more than 20,000 H-1B petitions on behalf of persons exempt from the cap under the advanced degree exemption. USCIS will reject petitions subject to the cap for H-1B specialty occupation workers seeking an employment start date in FY 2013 that are received after June 11, 2012.

Please note that individuals who have already been counted against the cap are still able to amend their petitions and/or extend their current petitions. H-1B petitions for next fiscal year, which require start dates of October 1, 2013 or later, can be filed as early as April 1, 2013. Employers with new hires who are impacted by the H-1B cap count should contact Rosner Partners to discuss alternative status options.

For additional information about any of the topics presented here, please contact us. If you would prefer not to receive future e-mails of this nature, please unsubscribe on the link below.

Sincerely,
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