



EMAIL BULLETIN

IMMIGRANT VISA NUMBERS WILL BECOME TEMPORARILY UNAVAILABLE FOR THE “OTHER WORKER” VISA CATEGORY BEGINNING MAY 1, 2007

17 April 2007

Candidates with Priority Dates before October 1, 2001 May Continue to File Applications to Adjust Status to U.S. Lawful Permanent Resident during the Month of April 2007

As reported in previous Tindall & Foster, P.C. Email Bulletins, recent backlog reduction efforts at the U.S. Department of Labor, and a consequent increase in petition filings at U.S. Citizenship & Immigration Services (CIS), have led to a greater number of permanent residency applications and approvals in recent months. This increase in approvals has led to an increase in demand for immigrant visa numbers, which are limited each Fiscal Year by statute. Limitations are based on immigrant category and country of origin.

As a result of increased demand for immigrant visa numbers under the “Other Worker” Immigrant Visa Category, visa numbers under this category have become temporarily unavailable, effective May 1, 2007. This leaves a narrow window of opportunity for filing an Application to Adjust Status for those candidates who have a priority date earlier than October 1, 2001.

The “Other Worker” category is made up of beneficiaries whose jobs require unskilled labor. Generally, in order to take advantage of this opportunity to file an Application to Adjust Status for such a beneficiary prior to May 1, 2007, an Application for Permanent Employment Certification must already be approved on his or her behalf, and the original filing date of the Application for Permanent Employment Certification must be prior to October 1, 2001. Employers with qualified candidates should contact their Tindall & Foster immigration attorney immediately to initiate the preparation of an Application to Adjust Status for filing prior to May 1, 2007.

The current Monthly Visa Bulletin, and prior archived editions, may be accessed via the Tindall & Foster, P.C. web site at <http://www.tindallfoster.com/ExportedSite/ImmigrationResources/Government%20Processing%20Times.htm>. Additionally, Tindall & Foster will continue to monitor the Monthly Visa Bulletin and will report significant changes in immigrant visa availability as they occur. Future updates on visa availability will be made available via Tindall &

Foster Email Bulletins and by posting to the Tindall & Foster web site at <http://www.tindallfoster.com/ExportedSite/EmailBulletin/Email%20Bulletin.htm>.