

## H-1Bs TO BE AVAILABLE FOR SEVERAL MORE WEEKS

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by

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On September 20, 2004, the American Immigration Lawyers Association announced that, according to USCIS, H-1B cases subject to the H-1B cap should be accepted for filing by USCIS for “several” more weeks. While it is good news that H-1B cases subject to the cap should be available for “several” more weeks, it is impossible to determine exactly when the H-1B cap will be reached. Moreover, the USCIS typically does not give warnings as the cap approaches. When the H-1B cap of 65,000 is reached, it is expected that USCIS will simply make the announcement and then stop accepting H-1B cases that are subject to the cap. As a result, employers who want to file an H-1B case that is subject to the cap should act quickly.

As readers of [www.longchangonline.com](http://www.longchangonline.com) are aware, we have been keeping close track of the status of the H-1B cap in our NewsFlash section. For past updates on the H-1B cap, please see our articles of September 9, 2004, and June 15, 2004.

Employers or aliens trying to determine if they are indeed subject to the H-1B cap may contact Long, Chang & Associates, L.L.P. for more information.

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