



*November 2011*

## **Immigration Law Update**

### **Current Developments in Employment-Based Immigration**

#### **Greetings!**

*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.*

## **Approval Notices Now being Sent Directly to Applicants and Petitioners**

As of September 12, 2011, USCIS has begun mailing approval notices on form I-797 directly to petitioners and applicants. This replaces USCIS former policy of sending a courtesy copy to the employer and the original approval notice to the attorney-of-record. In light of this new policy, it is imperative that employers and applicants ensure their address remains up-to-date. Individuals who move while a petition is pending should be sure to complete form AR-11, informing USCIS of a change of address within 10 days of moving.

## **Latest FY 2012 H-1B Cap Count Numbers**

H-1B Cap season is in full swing, and many employers are noting an increased pace in cap number use. Consequently, Rosner Partners urges employers with individuals subject to the H-1B cap to begin the H-1B petition process as soon as possible to ensure the H-1B allotment is not exhausted. Please see the most up-to-date figures below.

#### **IN THIS ISSUE:**

[Approval Notices Now being Sent Directly to Applicants and Petitioners](#)

[Latest FY 2012 H-1B Cap Count Numbers](#)

[November Visa Bulletin](#)

[Join Our Mailing List!](#)

#### *Quick Links:*

[Our Website](#)

[USCIS](#)  
[USDOS](#)  
[Embassy World](#)  
[DOL-ETA](#)

Cap Type	Cap Amount	Cap Eligible Petitions	Date of Last Count
----------	------------	------------------------	--------------------

H-1B Regular Cap	65,000	41,000	10/7/2011
H-1B Master's Exemption	20,000	19,100	10/7/2011

## November Visa Bulletin

The November 2011 Visa Bulletin released by the Department of State again shows movement forward in the employment-based second preference and third-preference categories. Individuals with priority dates before the dates listed in their respective categories are eligible to file adjustment of status (green card) applications as of the first of August. Those that filed previously with current priority dates are now ripe to be adjudicated. Eligible foreign nationals should contact Rosner Partners at their earliest convenience to begin the adjustment of status process or to follow up on the status of their case.

Employment-Based	All Charge-ability Areas Except Those Listed	CHINA-mainland born	INDIA	MEXICO	PHILIPPINES
1st	C	C	C	C	C
2nd	C	01NOV07	01NOV07	C	C
3rd	22DEC05	22AUG04	22JUL02	22DEC05	22DEC05
Other Workers*	15NOV05	22APR03	15JUN02	15NOV05	15NOV05
4th	C	C	C	C	C
Certain Religious Workers	C	C	C	C	C
5th Targeted Employment Areas/Regional Centers and Pilot Programs	C	C	C	C	C

*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,**  
**Rosner Partners, L.L.C.**

**The Caxton Building**  
**812 Huron Road, Suite 601**  
**Cleveland, Ohio 44115**

T: (216) 771-5588

F: (216) 771-5894

[immigration@rosnerlaw.com](mailto:immigration@rosnerlaw.com)

*THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any dissemination, distribution, forwarding or copying of this communication in error, please notify the sender immediately by e-mail, telephone or fax, and delete the original message immediately. Thank you.*

[Forward email](#)

