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Current USCIS procedures for PD transfer and AOS

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Submitted by Chief Editor on Nov 4th 2009

Recently we submitted my NOID response for my 485. Today called USCIS customer service about my status of my 485. They said its PreAdjudicated waiting for Visa number. But they mentioned I have 2 I-140s in my file 1.EB3 PD,2002 2.EB2 PD,2005. They said which date first current then that 140 will use. I am not sure about EB3 140(i don't have any info about this 140). B'cos i filed my 485 with Eb2 140. My case is Ac-21 .So i wasn't with both employers now. Is that above statement correct? Do i need to do anything now or just stay calm until either of EB category comes current? Please advice.

ANSWER:

I would probably do nothing. Under current USCIS procedures, they scan an applicant for all existing I-140 approvals. You are then automatically assigned the earliest PD you are entitled to.

Unless the context shows otherwise, all answers here were provided by [Rajiv](#) ^[2] and were compiled and reported by our editorial team from comments and blog on [immigration.com](#) ^[3]

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