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How to get a copy of I-140 approval

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Submitted by Chief Editor on Mar 19th 2015

My I-140 was currently approved but the company is keeping the Original copy of I-140 approval with them, also they are not giving me the copy of original. The GC is filed in EB-3 and I have US masters degree and technically qualify for EB-2 category. I was waiting to get my I-140 approved and H-1 filed so I can start looking for change of job who can file in EB-2 with same PD.

How important it will be for me to have the original copy of I-140 or how are the other ways which I can obtain this from the USCIS directly?

ANSWER:

See clip from Attorney Rajiv S. Khanna's conference call video that addresses this question.

<https://www.youtube.com/watch?v=baprYGs8lzQ&t=1376> ^[2]

FAQ Transcript

First of all you really don't need a copy of the I-140 approval. We have been able to get H-1 extensions as well as priority date transfers based upon just your name, social security number, date of birth, name of the old employer, but you should file a Freedom of Information Act request. If you go to the USCIS list of forms you will be able to see FOIA Freedom of Information Act. Strictly speaking it is a Privacy Act Request but they are the same form. The form is [G-639](#) ^[3]. That will give you a copy of your documentation. Often time's government gives you a copy of all your paperwork including your I-140 approvals. So doesn't hurt to try that way. So we don't really need it. You should be ok. But it is a good idea to have copies of everything that the government has and can share with you. So when you file the FOIA/Privacy Act Request form it's free to file and there is no charge on it. In a few months (4-5 months) you will get copies of the documents and it could very well include I-140 approval as well.

Green Card:

[EB2 Green Card](#) ^[4]

[Form I-140](#) ^[5]

Immigration Law :

[Forms](#) ^[6]

[FOIA and Privacy Act](#) [7]

Unless the context shows otherwise, all answers here were provided by [Rajiv](#) [8] and were compiled and reported by our editorial team from comments and blog on [immigration.com](#) [9]

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