



Published on *US Immigration Lawyer, Law Offices of Rajiv S. Khanna, PC, Rajiv S. Khanna* (<https://immigration.com>)

H-4 EAD Filing

H-4 EAD Filing ^[1]

Submitted by Editor on May 2nd 2015

My spouse is on H-1 visa and his former employer filed I-140 and then my spouse changed his employment to another employer and transferred his H-1, the I-140 has not been revoked by former employer. So my H-4 is with the former employer valid for three years, and current employer for my spouse has not filed H-1 for me. Is the H-4 from the former employer valid for file EAD or do I have to apply for H-4 again and what would be the documents that would I need to file H-4 EAD ?

ANSWER:

Every time the H-1 holder changes job, the H-4 holder does not need to re-apply for H-4. Your H-4 is good. You don't have to have different H-4 for the employer. Of course, every time the H-1 holders change their job they have apply for new H-1 but as long as you never violated status and H-1 holder has never violated status that H-4 continued to be good from job to job to job, you are good.

Your second question was what document need to file H-4 EAD?

Answer is we don't know yet. When the instructions for the new form I- 765 come out along with the form I-765 they will tell you exactly what you need to submit . I suspect probably marriage certificate along with evidence of couple of last pay stubs of your husband's, copy of H-1 receipt and a copy of your H-4 receipt or approval or visa stamped. That typically they should be looking for. But I don't have any basis for saying, this is just my guess.

Nonimmigrant Visas:

[H-4 EAD](#) ^[2]

[H-1 Visa](#) ^[3]

Unless the context shows otherwise, all answers here were provided by [Rajiv](#) ^[4] and were compiled and reported by our editorial team from comments and blog on [immigration.com](#) ^[5]

[Add new comment](#) ^[6]

Source URL (retrieved on 4 Aug 2020 - 17:00): <https://immigration.com/faq/h-4-ead-filing>

Links:

- [1] <https://immigration.com/faq/h-4-ead-filing>
- [2] <https://immigration.com/visa/nonimmigrant-visas/h-4-ead>
- [3] <https://immigration.com/visa/nonimmigrant-visas/h-visa/h-1-visa>
- [4] <http://www.immigration.com/law-offices-rajiv-s-khanna-pc>
- [5] <http://www.immigration.com>
- [6] <https://immigration.com/JavaScript%3Avoid%280%29%3B>