



APRIL 2015

FY 2016 H-1B CAP REACHED AS OF APRIL 7, 2015

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The H-1B cap for Fiscal Year 2016 has been reached. The U.S. Citizenship and Immigration Service (USCIS) made the [announcement](#) on April 7, 2015.

- After initial intake, at a date that is to be determined, the USCIS will first “randomly select petitions for the advanced degree (H-1B cap) exemption” of 20,000.
- Advanced-degree exemption petitions not selected within the 20,000 limit will be added to the selection process for the 65,000 general H-1B petition limit for the fiscal year.
- The USCIS will “reject and return filing fees for all unselected cap-subject petitions that are not duplicate filings.”

Of course, cap-exempt H-1B petitions may continue to be filed as usual.

If you have any questions regarding this alert, please contact Catherine V. Wadhvani at 412.394.5540 or cwadhvani@foxrothschild.com, Robert S. Whitehill at 412.394.5595 or rwhitehill@foxrothschild.com or any member of Fox’s Immigration Practice.

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