

9 FAM 42.41 EXHIBIT I

8 CFR 204.5(f)

(CT:VISA-979; 07-11-2008)

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(Office of Origin: CA/VO/L/R)

8 CFR

204.5(f) Maintaining the priority date of a third or sixth preference petition filed prior to October 1, 1991

Any petition filed before October 1, 1991, and approved on any date, to accord status under section 203(a)(3) or 203(a)(6) of the Act, as in effect before October 1, 1991, shall be deemed a petition approved to accord status under section 203(b)(2) or within the appropriate classification under section 203(b)(3), respectively, of the Act as in effect on or after October 1, 1991, provided that the alien applies for an immigrant visa or adjustment of status within the two years following notification that an immigrant visa is immediately available for his or her use.