
U.S. CITIZENSHIP & IMMIGRATION SERVICES (CIS) CONTINUES TO ACCEPT FISCAL YEAR 2010 H-1B PETITIONS;

Neither the Regular H-1B Cap nor the U.S. Masters Cap Has Been Reached

On April 8, 2009, U.S. Citizenship & Immigration Services (CIS) announced that the CIS continues to receive and accept new H-1B petitions seeking H-1B numbers for Fiscal Year 2010 (October 1, 2009, through September 30, 2010) under both the Regular H-1B Cap and the U.S. Masters Cap. As of this writing, the CIS has not further updated the public on the H-1B Cap count, though an updated count or cap announcement is anticipated soon.

What this Means

Because neither H-1B cap has been reached, as of this writing it is still possible to prepare and file new H-1B petitions. Employers are encouraged to act immediately. We continue to anticipate that either or both H-1B caps could be reached any day.

Employers wishing to initiate a new H-1B petition under the FY-2010 cap should contact their Foster Quan immigration attorney now. While H-1B numbers appear to be available today, either or both H-1B caps could be reached on any day. As always, Foster Quan will monitor developments in connection with the FY-2010 H-1B Regular Cap and U.S. Masters Cap and will make future information available via future Immigration Updates® and on [our firm's website](#).