

Cap-Gap Extension I-20 Request Form

MICHIGAN STATE
UNIVERSITY

OFFICE FOR INTERNATIONAL STUDENTS AND SCHOLARS
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THIS FORM TO BE COMPLETED BY THE STUDENT

Cap-Gap Extensions

Current regulations allow certain students with pending or approved H-1B petitions to remain in F-1 status during the Cap-Gap period. This is referred to as filling the "Cap- Gap", meaning the regulations provide a way of filling the "gap" between the end of F-1 status and the beginning of H-1B status that might otherwise occur, if F-1 status is not extended for qualifying students.

Eligibility

You are eligible for the cap gap extension, if both:

- Your employer files an H-1B petition for you, on or after April 1, and requests a change of status to H-1B to begin October 1.
- You are still within your OPT authorization period or 60-day grace period following the OPT expiration, when your employer submits the H-1B petition on your behalf (on or after April 1).

If your OPT authorization is unexpired when your employer submits your H-1B petition to U.S. Citizenship and Immigration Services (USCIS), then your *OPT authorization* is extended. You can continue working in F-1 status through the extension date.

If your OPT authorization is expired, but you are in your 60-day grace period when your employer submits your H-1B petition to USCIS, your *F-1 status* is extended, but not your work authorization. You cannot work, but you can remain in the U.S. through the extension date.

To request a Cap-Gap Extension I-20, you must complete this form after **May 9** and **provide the required proof regarding your H-1B status**. OISS will review your information and check if the Student Exchange and Visitor Information System (SEVIS) has automatically extended your employment authorization. If your employment authorization is automatically extended, then OISS will issue an updated I-20 and you will receive an email for mailing details. If your employment authorization is not extended, then OISS will email to inform you. You should follow up with your lawyer or employer.

Student Information

Last Name:	First Name:	PID: A
SEVIS ID: N	Current EAD End Date:	

Employer Information

Employer Name:		
H-1B Petition/I-797 Receipt Number (If available) :	Filing Date:	

Please select and submit proof of one of the following:

- Copy of your H-1B Approval Notice (*employment extended to September 30*)
- Copy of your H-1B Receipt Notice and/or email confirmation (*employment extended to September 30*)
- Proof that the petition was timely filed (letter from attorney, copy of the petition and a FedEx, UPS, or USPS Express/certified mail receipt). This option is only applicable to students whose OPT expires **before June 1** (*employment extended to June 1*).
- Wait listed petition: Provide proof that you're waitlist (*employment extended to July 28*)

NOTE: If your H-1B is withdrawn or denied, your employment ends 10 days after date of withdrawal or denial with 60-day grace period thereafter.

NOTE: This form will only be processed, if received after May 9 and required documentation is provided

Student Signature: _____

Date: _____