



# Update: E-Verify Resumes Operations Following Government Shutdown

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Following our earlier post [\[insert link\]](#) on the impact of the U.S. government shutdown on immigration operations, **E-Verify has now resumed normal service as of October 9, 2025.** The U.S. Department of Homeland Security has issued guidance on how employers should handle E-Verify case creation and related deadlines affected by the closure.

## Case Creation Deadline

Employers who hired new employees while E-Verify was unavailable must **create E-Verify cases no later than Tuesday, October 14, 2025.**

When doing so:

- Use the **employee's original Form I-9 hire date**, and
- When prompted for a reason for delay, select **"Other"** and enter **"E-Verify not available."**

The days E-Verify was offline **do not count** toward the standard three-business-day rule for case creation.

## Mismatch and Contractor Cases

For any cases that resulted in a mismatch during the outage, employers should **update referral dates** in E-Verify to reflect the new timelines. Federal contractors should note that **days E-Verify was unavailable will not count** toward any compliance deadlines under the E-Verify federal contractor rule.

## Action Items for Employers

- Create all pending E-Verify cases by **October 14, 2025.**
- Document "E-Verify not available" as the reason for delay.
- Review and update any mismatch or contractor-related cases as needed.

Our firm will continue to monitor post-shutdown developments across agencies and provide further updates as new information becomes available.