

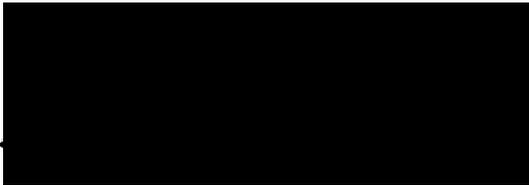
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U.S. Department of Homeland Security
20 Mass Ave., N.W., Rm. A3042
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

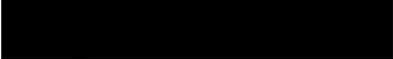
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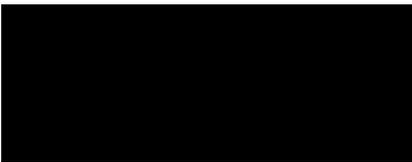
FILE: EAC 02 244 51139 Office: VERMONT SERVICE CENTER

Date: MAR 10 2005

IN RE: Petitioner: 
Beneficiary: 

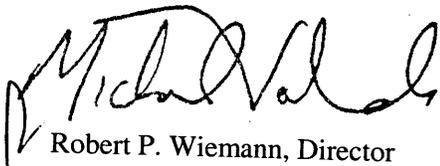
PETITION: Immigrant Petition for Alien Worker as a Skilled Worker or Professional Pursuant to Section 203(b)(3) of the Immigration and Nationality Act, 8 U.S.C. § 1153(b)(3)

ON BEHALF OF PETITIONER:



INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.


Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The employment-based immigrant visa petition was denied by the Director, Vermont Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The petitioner is a hospital. It sought to employ the beneficiary permanently in the United States as a registered nurse. The petitioner sought to qualify the beneficiary under the blanket labor certification procedure pursuant to 20 C.F.R. § 656.10, Schedule A, Group 1. The director determined that the petitioner had not established that it had the complied with the applicable posting requirements under 20 C.F.R. § 656.20.

Review of CIS records indicates that the petitioner filed another Form I-140 petition under the same classification, receipt number EAC 0324155843, which was approved on September 10, 2003. The beneficiary received permanent resident status on January 7, 2005. Because the alien is already a lawful permanent resident, further pursuit of the instant matter is moot.

ORDER: The appeal is dismissed, based on the alien's lawful permanent resident status.