



U.S. Citizenship  
and Immigration  
Services

06

identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy

**PUBLIC COPY**

[REDACTED]

FILE:

[REDACTED]  
LIN 00 255 50923

Office: NEBRASKA SERVICE CENTER

Date: APR 04 2006

IN RE:

Petitioner:  
Beneficiary:

[REDACTED]

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

ON BEHALF OF PETITIONER:

[REDACTED]

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, Nebraska Service Center. The Administrative Appeals Office (AAO) subsequently dismissed the appeal. The matter is now before the on a motion to reopen and reconsider. The motion will be dismissed.

The petitioner sells computers. It sought to employ the beneficiary permanently in the United States as a market research analyst. The director determined that the petitioner failed to establish that it had the continuing financial ability to pay the proffered wage as of the priority date and denied the petition on April 26, 2001.

The petitioner filed an appeal on May 25, 2001. On August 22, 2002, the AAO denied the appeal.

Review of CIS electronic records indicates that, subsequent to the filing of the instant motion, the alien obtained immigrant status as a lawful permanent resident on April 7, 2005, under [REDACTED]. Because the alien has obtained lawful permanent resident status, further pursuit of the matter at hand is moot.

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