

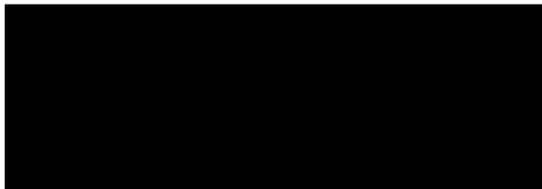
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U.S. Department of Homeland Security  
20 Mass. Ave., N.W., Rm. 3000  
Washington, DC 20529



U.S. Citizenship and Immigration Services

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FILE: [Redacted] Office: VERMONT SERVICE CENTER Date: JUN 20 2007  
EAC 05 207 50726

IN RE: Petitioner: [Redacted]  
Beneficiary: [Redacted]

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 (AAO) 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.

DISCUSSION: The visa petition was denied by the director, Vermont Service Center, on January 31, 2006. On May 25, 2006, the director rejected the petitioner's appeal as untimely filed. In correspondence received by the director on June 12, 2006, the petitioner, through counsel, stated that the appeal was timely filed, because the ending date for submission of the appeal to the director was a Sunday. The director then accepted the appeal and forwarded it to the AAO for review. On June 14, 2007, before any decision, the petitioner requested that the petition be withdrawn. The withdrawal may not be retracted. 8 C.F.R. § 103.2(b)(6).

ORDER: The appeal is dismissed based on its withdrawal by the petitioner.

*Robert P. Wiemann for*  
Robert P. Wiemann, Chief  
Administrative Appeals Office