



U.S. Citizenship
and Immigration
Services

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JUN 10 2005

FILE: [REDACTED] Office: TEXAS SERVICE CENTER Date:
SRC 97 176 52354

IN RE: Petitioner: [REDACTED]

PETITION: Immigrant Petition by Alien Entrepreneur Pursuant to Section 203(b)(5) of the Immigration
and Nationality Act, 8 U.S.C. § 1153(b)(5)

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.

DISCUSSION: The approval of the immigrant visa petition was revoked by the director, Texas Service Center. The Administrative Appeals Office (AAO) dismissed a subsequent appeal. The matter is now before the AAO on motion. On May 23, 2005, counsel requested that the motion in behalf of the petitioner be withdrawn based on the alien's adjustment to lawful permanent resident status. We note that this adjustment relieves Citizenship and Immigration Services from determining whether the alien is eligible for any benefits under The 21st Century Department of Justice Appropriations Authorization Act, Pub. L. No. 107-273, 116 Stat. 1758 (2002).

ORDER: The motion is dismissed based on its withdrawal by counsel.

Robert P. Wienmann, Director
Administrative Appeals Office