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U.S. Department of Justice

Immigration and Naturalization Service

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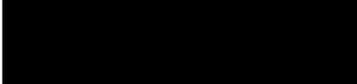
OFFICE OF ADMINISTRATIVE APPEALS
425 Eye Street N.W.
ULLB, 3rd Floor
Washington, D.C. 20536



File: LIN 02 168 52180 Office: NEBRASKA SERVICE CENTER

Date: NOV 20 2002

IN RE: Petitioner:
Beneficiary:



Petition: Petition for a Nonimmigrant Worker Pursuant to Section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act, 8 U.S.C. 1101(a)(15)(H)(i)(b)

IN BEHALF OF PETITIONER:



PUBLIC COPY

INSTRUCTIONS: This is the decision 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 Director of the Nebraska Service Center denied the nonimmigrant visa petition and certified his decision to the Associate Commissioner for Examinations for review. On September 11, 2002, the petitioner's counsel informed the Service that it could terminate the appeal when it approved a second I-129 petition that another employer filed in the beneficiary's behalf. Service records indicates that the second I-129 petition was approved.

ORDER: The appeal is dismissed based upon its withdrawal.

FOR THE ASSOCIATE COMMISSIONER,
EXAMINATIONS

Robert P. Wiemann, Director
Administrative Appeals Office