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U.S. Department of Homeland Security  
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Washington, DC 20529



U.S. Citizenship  
and Immigration  
Services

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*DL*

FILE: WAC 04 234 54812 Office: CALIFORNIA SERVICE CENTER Date: **OCT 05 2005**

IN RE: Petitioner:  
Beneficiary:



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

ON BEHALF OF PETITIONER:



**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 service center director denied the nonimmigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. By facsimile message to the AAO on September 29, 2005 that includes a copy of a September 15, 2005 letter to the AAO requesting withdrawal, the petitioner has requested that the appeal be withdrawn.

**ORDER:** The appeal is dismissed based upon its withdrawal.

*Robert P. Wiemann*

Robert P. Wiemann, Director  
Administrative Appeals Office