



U.S. Citizenship  
and Immigration  
Services

identifying data deleted to  
prevent disclosure of information  
in violation of personal privacy  
20 WAC 05 005 50838  
WASHINGTON, DC 20529

**PUBLIC COPY**



D2

FILE: WAC 05 005 50838 Office: CALIFORNIA SERVICE CENTER Date: **SEP 26 2006**

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)

ON BEHALF OF PETITIONER:



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.

*for Michael T. Kelly*  
Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The director of the California Service Center denied the nonimmigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed as moot.

The petitioner is a company that develops security network processors, with 51 employees. It seeks to extend its employment of the beneficiary as a software engineer. The director denied the petition because he determined that an extension of the beneficiary's H-1B status would exceed the statutory six-year limit imposed on the stay of H-1B workers in the United States and that no basis existed on which to exempt the beneficiary from this requirement.

A review of relevant Citizenship and Immigration Services databases indicates that subsequent to the filing of the instant petition, the petitioner has become a lawful permanent resident, approved as of July 24, 2006. Because the beneficiary is already a lawful permanent resident, further pursuit of the matter at hand is moot.

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