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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

D6

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FILE: [REDACTED] Office: VERMONT SERVICE CENTER Date: **JUN 28 2006**
EAC 05 221 52573

IN RE: Petitioner: [REDACTED]
Beneficiary: [REDACTED]

PETITION: Petition for Alien Fiancé(e) Pursuant to Section 101(a)(15)(K) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(K)

ON BEHALF OF PETITIONER: SELF-REPRESENTED

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.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The nonimmigrant visa petition was denied by the Acting Director, Vermont Service Center, and is now on appeal before the Administrative Appeals Office (AAO). The acting director's decision will be withdrawn and the matter remanded for entry of a new decision.

The petitioner is a naturalized citizen of the United States who seeks to classify the beneficiary, a native and citizen of Ghana, as the fiancée of a United States citizen pursuant to section 101(a)(15)(K) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(K).

The record before the AAO indicates that the denial letter sent to the petitioner was incomplete and that the service center wishes the case to be remanded for issuance of a new decision. Accordingly, the case will be remanded for further action.

ORDER: The acting director's decision of October 28, 2005 is withdrawn. The petition is remanded to the service center for entry of a new decision, which, if adverse to the petitioner, shall be certified to the AAO for review.