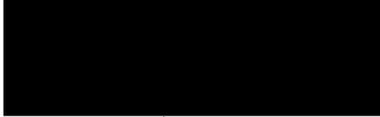


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FILE: [REDACTED]  
EAC 06 182 52814

Office: VERMONT SERVICE CENTER

Date: APR 25 2007

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

PETITION: Petition for Alien Fiancé(e) Pursuant to § 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 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.

A handwritten signature in cursive script, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The nonimmigrant visa petition was denied by the Director, Vermont Service Center, and is now on appeal before the Administrative Appeals Office (AAO). The appeal will be sustained.

The petitioner is a naturalized citizen of the United States who seeks to classify the beneficiary, a native and citizen of Cambodia, as the fiancé of a United States citizen pursuant to § 101(a)(15)(K) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(K). The director denied the petition, because the petitioner had failed to submit a Form G-325A Biographic Data sheet for the beneficiary. The director noted that pursuant to 8 C.F.R. § 103.2, the petitioner must submit all required documents according to the instructions on the relevant form, and the fiancé petition requires completed Forms G-325A for both the petitioner and the beneficiary.

On appeal, the petitioner submits a Form G-325A for the beneficiary. She explains that she misread the instructions regarding the submission of the Form G-325A and was not aware that she needed to submit one for the beneficiary. In addition, the petitioner sent the Form G-325A to the beneficiary in Laos for his signature, which she states took extra time. The AAO notes it is not necessary that the beneficiary sign the form G-325A. Nevertheless, the petitioner has completed the application on appeal.

The AAO finds that the petitioner has overcome the director's reason for denial. Therefore, the appeal will be sustained.

**ORDER:** The appeal is sustained and the application is approved.