



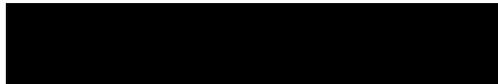
U.S. Citizenship  
and Immigration  
Services

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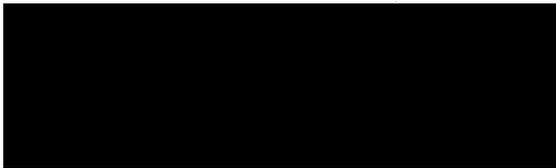
File: LIN 00 267 53736 Office: NEBRASKA SERVICE CENTER Date:

IN RE: Petitioner:  
Beneficiary:



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

IN 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.

  
Robert P. Wiemann, Director  
Administrative Appeals Office

**DISCUSSION:** The Director, Nebraska Service Center, denied the nonimmigrant visa petition. The petitioner filed an appeal to the Administrative Appeals Office (AAO). The AAO withdrew the director's February 12, 2001 decision and remanded the matter to the director for review and entry of a new decision. On November 7, 2002, the director issued a request for additional evidence on the issue of the beneficiary's managerial or executive capacity. The petitioner failed to respond and on July 7, 2003, the director issued a decision denying the petition. The director certified his decision to the AAO for review.

The AAO has received no further evidence in the matter. As noted in the AAO's October 17, 2002 decision, the record does not contain sufficient evidence to establish that the beneficiary had been or would be employed in a qualifying capacity as a manager or executive. The director's decision to deny the petition is affirmed.

**ORDER:** The director's July 7, 2003 decision is affirmed.