

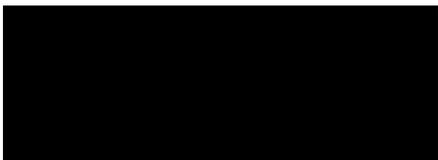
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U.S. Department of Homeland Security
20 Massachusetts Ave., N.W., Room 3000
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

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File: EAC 06 266 52453 Office: VERMONT SERVICE CENTER Date: OCT 02 2007

IN RE: Petitioner:
Beneficiary:



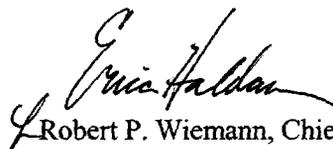
Petition: Petition for a Nonimmigrant Worker Pursuant to Section 101(a)(15)(L) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(L)

IN BEHALF OF PETITIONER:

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.


Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The Director, Vermont Service Center, denied the petition for a nonimmigrant visa. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The petitioner seeks to extend the temporary employment of the beneficiary as its president in the United States as an L-1A nonimmigrant intracompany transferee pursuant to section 101(a)(15)(L) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(L). The petitioner, a corporation organized in the state of Florida, claims to be engaged in software services. It also claims to be the subsidiary of Carratt Suspended Ceilings, Ltd., located in the United Kingdom. The beneficiary was initially granted a one-year period of stay, which was subsequently extended in two two-year periods. The petitioner now seeks to extend the beneficiary's stay for an additional two years.

The director denied the petition concluding that the petitioner did not establish that (1) the beneficiary would be employed in the United States in a primarily managerial or executive capacity; or (2) the petitioner maintained a qualifying relationship with a foreign entity.

On appeal, counsel for the petitioner asserts that the director's decision was erroneous. In support of this contention, counsel submits a brief and additional evidence in support of the beneficiary's claimed eligibility.

A review of Citizenship and Immigration Services (CIS) records indicates that the beneficiary in this case is also the beneficiary of an approved family-based immigrant visa petition, and he has adjusted status to that of a U.S. permanent resident as of July 11, 2007. While the petitioner has not withdrawn the appeal in this proceeding, it would appear that the beneficiary is presently a U.S. permanent resident and the issues in this proceeding are moot. Therefore, this appeal is dismissed.

ORDER: The appeal is dismissed as moot.