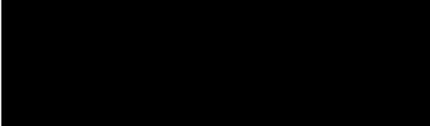




U.S. Citizenship  
and Immigration  
Services

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invasion of personal privacy



D7

File: EAC 06 211 52949 Office: VERMONT SERVICE CENTER Date: SEP 06 2007

IN RE: Petitioner: [Redacted]  
Beneficiary: [Redacted]

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)

ON BEHALF OF PETITIONER:  
[Redacted]

**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 AAO will dismiss the appeal.

The petitioner filed this nonimmigrant petition seeking to extend the employment of its general manager 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 Florida corporation, states that it operates a beauty salon. The petitioner claims to be a subsidiary of Gastromar C.M.M. C.A., located in Venezuela. The beneficiary was granted a one-year period in L-1A classification to open a new office in the United States and the petitioner now seeks to extend her status for three additional years.

The director denied the petition on October 18, 2006, concluding that the petitioner failed to establish that the beneficiary would be employed in a primarily managerial or executive capacity. On appeal, counsel for the petitioner disputes the director's decision and requests the petition be reconsidered.

A review of U.S. Citizenship and Immigration Services (USCIS) records indicates that the beneficiary in this case is also the beneficiary of an approved first preference employment-based immigrant petition and has adjusted status to that of a U.S. permanent resident as of December 28, 2006. While the petitioner has not withdrawn the appeal in this proceeding, it would appear that the beneficiary is presently a permanent resident and the issues in this proceeding are moot. Therefore, the appeal is dismissed.

**ORDER:** The appeal is dismissed as moot.