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U.S. Citizenship
and Immigration
Services

H2

FILE:

Office: SAN FRANCISCO (SACRAMENTO), CA Date:

IN RE:

JUN 15 2006

APPLICATION:

Application for Waiver of Grounds of Inadmissibility under Section 212(i) of the Immigration and Nationality Act, 8 U.S.C. § 1182(i)

ON BEHALF OF APPLICANT:

DISCUSSION: The waiver application was denied by the District Director, San Francisco (Sacramento), CA. The matter is now before the Administrative Appeals Office on appeal. On May 25, 2005, the applicant's spouse requested that the underlying visa petition (i.e. Form I-130, Petition for Alien Relative) be withdrawn due to divorce. As the applicant's appeal requires an underlying petition, the appeal will be dismissed.

ORDER: The appeal is dismissed based on the withdrawal of the underlying petition

Robert P. Wiemann, Chief
Administrative Appeals Office