



U.S. Citizenship
and Immigration
Services

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JAN 21 2010

FILE:

WAC 09 034 50890

Office: CALIFORNIA SERVICE CENTER

Date:

IN RE:

Petitioner:

Beneficiary:

PETITION: Nonimmigrant Petition for Religious Worker Pursuant to Section 101(a)(15)(R)(1) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(R)(1)

ON 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.

If you believe the law was inappropriately applied or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. Please refer to 8 C.F.R. § 103.5 for the specific requirements. All motions must be submitted to the office that originally decided your case by filing a Form I-290B, Notice of Appeal or Motion, with a fee of \$585. Any motion must be filed within 30 days of the decision that the motion seeks to reconsider or reopen, as required by 8 C.F.R. § 103.5(a)(1)(i).


Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The Director, California Service Center, denied the employment-based nonimmigrant visa petition. The matter is now before the Administrative Appeals Office (AAO) on appeal. The AAO will dismiss the appeal.

The petitioner is an international Christian church organization. It seeks to extend the beneficiary's status as a nonimmigrant religious worker under section 101(a)(15)(R)(1) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(R)(1), to perform services as the petitioner's international vice president. The director determined that the beneficiary had spent the maximum allowable time as an R-1 nonimmigrant, and therefore could not qualify for a further extension of her R-1 status.

U.S. Citizenship and Immigration Services (USCIS) records indicate that, on August 26, 2008, the petitioner filed a Form I-360 petition, with receipt number WAC 08 232 51937, seeking to classify the beneficiary as a special immigrant religious worker. USCIS records further indicate that the immigrant visa petition was approved on May 14, 2009. Based on this approved immigrant petition, the beneficiary subsequently adjusted to lawful permanent resident status. Because the beneficiary is now a lawful permanent resident of the United States, further pursuit of the matter at hand is moot.

ORDER: The appeal is dismissed, based on the alien's lawful permanent resident status.