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U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Administrative Appeals Office (AAO)
20 Massachusetts Ave., N.W., MS 2090
Washington, DC 20529-2090



**U.S. Citizenship
and Immigration
Services**



D7

DATE: **JUL 20 2012**

Office: VERMONT SERVICE CENTER

FILE: 

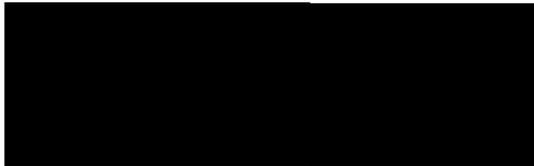
IN RE:

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)

ON BEHALF OF PETITIONER:



INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the office that originally decided your case. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

Thank you,

Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The Director, Vermont Service Center, denied the nonimmigrant visa petition. The petitioner subsequently filed an appeal. The AAO dismissed the appeal. The matter is now before the Administrative Appeals Office (AAO) on motion to reconsider. The AAO will dismiss the motion.

The petitioner filed this nonimmigrant petition seeking to extend the beneficiary's L-1A status pursuant to section 101(a)(15)(L) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(L), as an intracompany transferee employed in a managerial or executive capacity.

The director denied the petition on March 4, 2009, concluding that the petitioner has not established that the beneficiary would be employed in a primarily executive or managerial capacity. The petitioner subsequently filed an appeal. On July 8, 2010, the AAO dismissed the appeal also concluding that the beneficiary would not be employed in a primarily executive or managerial capacity.

A review of U.S. Citizenship and Immigration Services (USCIS) records indicates that the beneficiary of this petition was also the beneficiary of an I-130 petition, and that she has adjusted status to that of a U.S. permanent resident as of November 3, 2010. While the petitioner has not withdrawn the appeal in this proceeding, it would appear that the beneficiary is presently a lawful permanent resident and the issues in this proceeding are moot. Therefore, this appeal will be dismissed.

ORDER: The appeal is dismissed.