

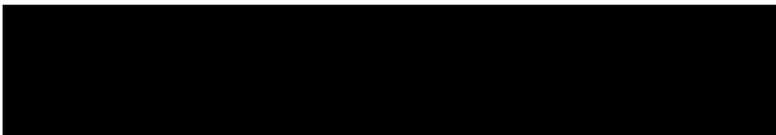
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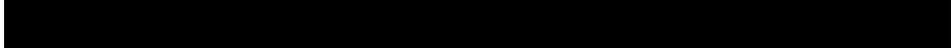


**U.S. Citizenship
and Immigration
Services**

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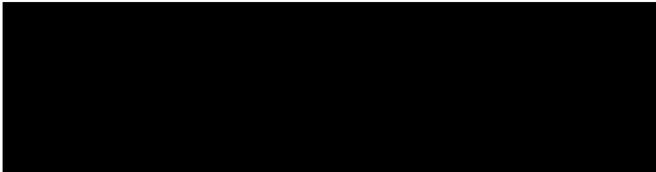


FILE:  Office: CALIFORNIA SERVICE CENTER Date: JUN 06 2007
WAC 02 041 50833

IN RE: Petitioner: 
Beneficiary: 

PETITION: Immigrant Petition for Special Immigrant Religious Worker Pursuant to Section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), as described at Section 101(a)(27)(C) of the Act, 8 U.S.C. § 1101(a)(27)(C)

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.

Robert P. Wiemann
Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The Director, California Service Center, initially approved the employment-based immigrant visa petition. Upon further review, the director determined that the petition had been approved in error. The director properly served the petitioner with a notice of intent to revoke, and subsequently revoked the approval of the petition. The petitioner appealed the decision to the Administrative Appeals Office (AAO). The AAO dismissed the petitioner's appeal. The petitioner filed a motion to reopen. Pursuant to a stipulation in federal court proceedings (*American Baptist Seminary of the West et al. v. Department of Homeland Security et al.*, [REDACTED] March 16, 2006), the AAO granted the motion and reaffirmed its prior decision. Following an additional stipulation, [REDACTED], April 26, 2007, the AAO hereby reopens the proceeding on its own motion. The AAO will withdraw its prior determination and reinstate the approval of the petition.

The petitioner is a seminary. At the time of filing, it sought to classify the beneficiary as a special immigrant religious worker pursuant to section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), to perform services as a dean of students and director of the Institute of Global Theology. The AAO reaffirmed a prior finding that the petitioner had not established that the beneficiary had the requisite two years of continuous work experience in the position sought immediately preceding the filing date of the petition.

ORDER: The AAO's decision of May 25, 2006 is withdrawn. The approval of the petition is restored.