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U.S. Department of Homeland Security  
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Washington, DC 20529



U.S. Citizenship  
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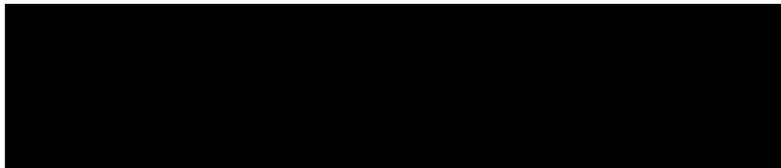


FILE: [Redacted] Office: WASHINGTON DISTRICT Date: FEB 01 2008

IN RE: Petitioner: [Redacted]

PETITION: Application for Status as Permanent Resident Pursuant to Section 13 of the Act of September 11, 1957

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.

A handwritten signature in cursive script, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The District Director, Washington, D.C. denied the Form I-485, Application for Permanent Residence and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed as moot.

The applicant is a native and citizen of Ethiopia who seeks to adjust her status to that of a lawful permanent resident under section 13 of the Immigration and Nationality Act (the Act) of 1957, Pub. L. No. 85-316, 71 Stat. 642, as modified, 95 Stat. 1611, as an alien who performed diplomatic or semi-diplomatic duties under section 101(a)(15)(A)(i) of the Act. The district director denied the application after determining that the applicant had failed to establish compelling reasons why she was unable to return to Ethiopia, as required by the regulation at 8 C.F.R. § 245.3.

A review of the record indicates that subsequent to the filing of the instant application, the applicant submitted a second Form I-485 based on Citizenship and Immigration Services' (CIS) approval of a Form I-130, Petition for Alien Relative, filed on her behalf by her U.S. citizen husband. This second Form I-485 was approved by CIS on June 16, 2006. Because the applicant has already been awarded the benefit sought, further pursuit of the matter at hand is moot.

**ORDER:** The appeal is dismissed as moot, based on the applicant's adjustment to lawful permanent residence on June 16, 2006.