



U.S. Citizenship
and Immigration
Services

(b)(6)

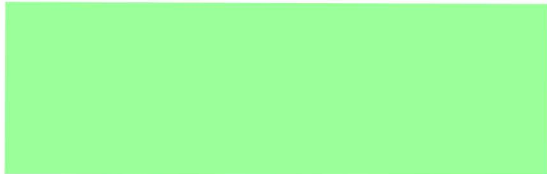


DATE: **AUG 28 2014** OFFICE: NEBRASKA SERVICE CENTER FILE: 

IN RE: Petitioner: 
Beneficiary:

PETITION: Immigrant Petition for Alien Worker as a Multinational Executive or Manager Pursuant
to Section 203(b)(1)(C) of the Immigration and Nationality Act, 8 U.S.C. § 1153(b)(1)(C)

ON BEHALF OF PETITIONER:



INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office (AAO) in your case. This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions.

Thank you,

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The preference visa petition was denied by the Director, Nebraska Service Center. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed as the matter is now moot.

The petitioner is engaged in biopharmaceuticals, vaccines and blood testing, and it seeks to employ the beneficiary as its Associate Director Project Management. Accordingly, the petitioner endeavors to classify the beneficiary as an employment-based immigrant pursuant to section 203(b)(1)(C) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(1)(C), as a multinational executive or manager.

The director denied the petition on December 9, 2013, concluding that the petitioner failed to establish that the beneficiary's proposed employment with the U.S. entity would be within a qualifying managerial or executive capacity.

A review of the United States Citizenship and Immigration Services (USCIS) records indicates that on July 7, 2014, a date subsequent to the denial, the beneficiary's Form I-140, Immigrant Petitioner for Alien Workers was approved. Therefore, the instant petition is moot.¹

ORDER: The appeal is dismissed. The petition is moot.

¹ The file shall be returned to the Nebraska Service Center to consider the beneficiary's motion on his denied Form I-485, Application for Adjustment to Permanent Resident Status.