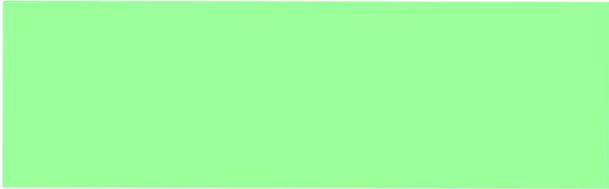




**U.S. Citizenship  
and Immigration  
Services**

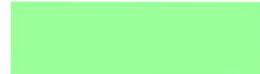
(b)(6)



DATE: **DEC 19 2014**

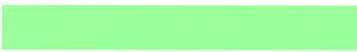
OFFICE: VERMONT SERVICE CENTER

FILE:



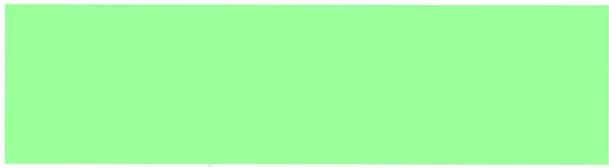
IN RE:

Self-Petitioner:



PETITION: Petition for Immigrant Abused Spouse Pursuant to Section 204(a)(1)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1154(a)(1)(A)(iii)

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,

A handwritten signature in black ink, appearing to read "Ron Rosenberg".

Ron Rosenberg  
Chief, Administrative Appeals Office

**DISCUSSION:** The Director, Vermont Service Center (the director), denied the immigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The petitioner seeks immigrant classification pursuant to section 204(a)(1)(A)(iii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1154(a)(1)(A)(iii), as an alien battered or subjected to extreme cruelty by a United States citizen.

The director denied the self-petition after determining that the petitioner failed to establish that he was battered or subjected to extreme cruelty by his U.S. citizen spouse, that he resided with her during the marriage, and that he married her in good faith.

United States Citizenship and Immigration Services records show that the petitioner has remarried and that his current wife filed an immigrant visa petition for the petitioner, which was approved on June 11, 2013. The petitioner has since adjusted his status to that of conditional lawful permanent resident. As the petitioner is the beneficiary of an approved immigrant visa and is currently a conditional lawful permanent resident of the United States, further pursuit of this petition is moot, and the appeal will be dismissed.<sup>1</sup>

**ORDER:** The appeal is dismissed.

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<sup>1</sup> The petitioner's remarriage would be a basis for denial of the instant self-petition if we were to reach the merits of the petition. 8 C.F.R. § 204.2(c)(1)(ii).