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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



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DATE: OFFICE: CALIFORNIA SERVICE CENTER

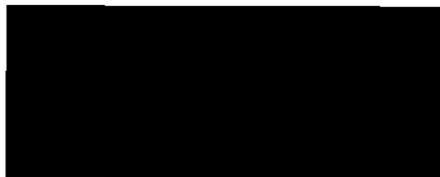
MAY 21 2012

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:

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, California Service Center, denied the employment-based immigrant visa petition. The director reopened the matter on the petitioner's motion, and again denied the petition. The matter is now before the Administrative Appeals Office (AAO) on appeal. The AAO will dismiss the appeal as moot.

The petitioner is a church. It seeks 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 pastor. The director determined that the beneficiary failed to maintain status and worked without authorization.

The petitioner filed the Form I-360 petition on June 17, 2010. The director denied the petition on November 16, 2010. The petitioner filed a timely motion to reopen on December 2, 2010. The director granted the motion on December 10, 2010 and again denied the petition on December 21, 2010. The petitioner filed a timely appeal on January 21, 2011, and the director forwarded the record of proceeding to the AAO on April 7, 2011.

Subsequent to the filing of the appeal, on February 16, 2011, the petition was approved. The beneficiary's Form I-485, Application to Adjust Status, was also approved on the same day. Therefore, by the time the director forwarded the appeal to the AAO for review in April 2011, the beneficiary was already a lawful permanent resident.

Because USCIS has already approved the petition and the alien is already a lawful permanent resident, further pursuit of the matter at hand is moot.

ORDER: The appeal is dismissed, based on the approval of the petition and the alien's lawful permanent resident status.