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

(b)(6)

U.S. Citizenship and Immigration Services

DATE: JUL 23 2014 OFFICE: CALIFORNIA SERVICE CENTER FILE

IN RE: Petitioner:
Beneficiary:

PETITION: Nonimmigrant Petition for Religious Worker Pursuant to Section 101(a)(15)(R) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(R)

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. If you believe the AAO incorrectly applied current law or policy to your case or if you seek to present new facts for consideration, you may file a motion to reconsider or a motion to reopen, respectively. Any motion must be filed on a Notice of Appeal or Motion (Form I-290B) within 33 days of the date of this decision. **Please review the Form I-290B instructions at http://www.uscis.gov/forms for the latest information on fee, filing location, and other requirements.** *See also* 8 C.F.R. § 103.5. **Do not file a motion directly with the AAO.**

Thank you,

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The Director, California Service Center, denied the employment-based nonimmigrant visa petition. The matter is now before the AAO on appeal. The AAO will dismiss the appeal as moot.

The petitioner is a It seeks to classify the beneficiary as a nonimmigrant religious worker under section 101(a)(15)(R) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(R), to perform services as a priest. The director determined that the petitioner had not submitted required evidence relating to its status as a tax-exempt religious organization, and to the beneficiary's intended compensation.

On March 11, 2014, two immigration officers visited the petitioning church to conduct a routine site inspection as described in the U.S. Citizenship and Immigration Services regulation at 8 C.F.R. § 214.2(r)(16). During the site inspection, the officers learned that the beneficiary had died on January 23, 2014.

In light of the beneficiary's death, there is effectively no longer a valid job offer; the beneficiary is no longer available to assume the proffered position. Therefore, we hereby dismiss the appeal as moot.

ORDER: The appeal is dismissed as moot.