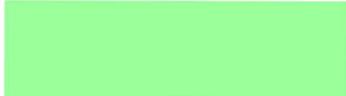


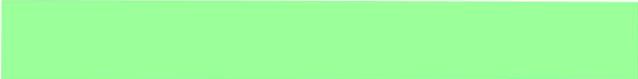


U.S. Citizenship  
and Immigration  
Services

(b)(6)

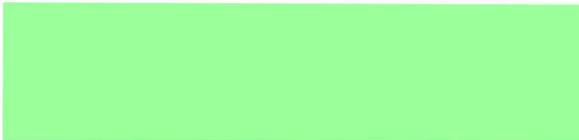


Date: **JUN 10 2013** Office: VERMONT SERVICE CENTER FILE: 

IN RE: PETITIONER:   
BENEFICIARY: 

PETITION: Petition for a Qualifying Family Member of a U Nonimmigrant Pursuant to Section 101(a)(15)(U)(ii) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(U)(ii)

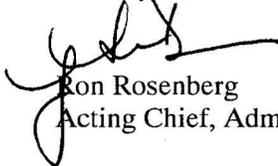
ON BEHALF OF PETITIONER:



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,

  
Ron Rosenberg  
Acting Chief, Administrative Appeals Office

(b)(6)

Page 2

**DISCUSSION:** The Director, Vermont Service Center (the director), denied the petitioner's U nonimmigrant status petition (Form I-918 U petition)<sup>1</sup> and denied the Petition for Qualifying Family Member of a U-1 Recipient (Form I-918 Supplement A) submitted by the petitioner on behalf of the beneficiary. The matter is now before the Administrative Appeals Office (AAO) on appeal. The director's decision shall be withdrawn and the matter remanded for entry of a new decision.

The petitioner seeks nonimmigrant classification of the beneficiary under section 101(a)(15)(U)(ii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(U)(ii), as a qualifying family member of a U nonimmigrant. The director denied the Form I-918 Supplement A because the petitioner's Form I-918 U petition was denied.

In a separate proceeding, United States Citizenship and Immigration Services (USCIS) granted the petitioner U-1 nonimmigrant status on November 18, 2011 based upon the filing of another Form I-918 U petition in March 2011 ( ). As the petitioner has been granted U nonimmigrant status, the director's stated ground for denial is withdrawn.

#### *Conclusion*

The petitioner has overcome the director's ground for denial of the Form I-918 Supplement A that she filed on behalf of her husband. The matter is, therefore, returned to the director for reconsideration of the beneficiary's Application for Advance Permission to Enter as a Nonimmigrant (Form I-192) and issuance of a new decision on the Form I-918 Supplement A, which shall be certified to the AAO for review if adverse to the beneficiary.

**ORDER:** The matter is returned to the director for reconsideration of the Form I-192 and issuance of a new decision on the Form I-918 Supplement A petition, which if adverse to the beneficiary shall be certified to the Administrative Appeals Office for review.

---

<sup>1</sup> The director denied the Form I-918 U petition that was filed on October 4, 2011 ( )