U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Office of Administrative Appeals (AAO)
20 Massachusetts Ave., N.W., MS 2090
Washington, DC 20529-2090

(b)(6)

U.S. Citizenship and Immigration Services

Date: NOV 24 2014 Office: VERMONT SERVICE CENTER File:

IN RE: PETITIONER:
BENEFICIARY:

PETITION: Petition for a Qualifying Family Member of a U-1 Recipient 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 BENEFICIARY:

INSTRUCTIONS:

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 Director, Vermont Service Center, denied the petitioner's U nonimmigrant status petition (Form I-918 U petition) 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 The director's decision will be withdrawn and the matter remanded for entry of a new decision.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 petitioner's I-918 U petition and, based upon that denial, found the beneficiary ineligible as a qualifying family member of a U-1 nonimmigrant.

In a separate proceeding, we withdrew the director's decision, denying the petitioner's Form I-918 U petition, and remanded the matter for reconsideration and for issuance of a new decision. Accordingly, we also withdraw the director's decision in this matter pending the entry of a new decision on the petitioner's Form I-918 U petition.

ORDER: The director's November 1, 2013 decision is withdrawn and the matter remanded for entry of a new decision