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U.S. Citizenship  
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Services

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FILE: WAC 02 189 50339 Office: CALIFORNIA SERVICE CENTER Date: JAN 25 2008

IN RE: Petitioner: [Redacted]  
Beneficiary: [Redacted]

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

ON BEHALF OF PETITIONER:  
[Redacted]

INSTRUCTIONS:

The Director, California Service Center, denied the nonimmigrant petition and the Administrative Appeals Office (AAO) rejected a subsequent appeal and a motion to reopen or reconsider. Pursuant to a settlement agreement related to a Complaint for Declaratory and Injunctive Relief filed by counsel in the United States District Court for the Central District of California, the AAO is reopening this matter on its own motion, pursuant to 8 C.F.R. § 103.5(a)(5)(ii), for purposes of entering a new decision. You are permitted a period of 30 days in which to submit a brief. If you do not wish to submit a brief, you may waive this 30-day period in writing and fax the waiver to the AAO at (202) 305-3215.

*Robert P. Wiemann*  
Robert P. Wiemann, Director  
Administrative Appeals Office