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U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Office of Administrative Appeals MS 2090
Washington, DC 20529-2090



U.S. Citizenship
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FILE: WAC 10 043 51115 Office: CALIFORNIA SERVICE CENTER Date: APR 29 2010

IN RE: Petitioner:
Beneficiary:



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

ON BEHALF OF PETITIONER:



INSTRUCTIONS: This is the decision in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

DISCUSSION: The service center director denied the nonimmigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. On March 18, 2010, the petitioner submitted a letter to the AAO requesting that the appeal be withdrawn.

Although the letter requesting withdrawal of the petition was filed by the petitioner, the office notes that according to a previously-filed entry of appearance, Jennifer I. Hallett represents the petitioner. Since no withdrawal of counsel's appearance on behalf of the petitioner is in the record, the office will presume that counsel is still representing the interests of the petitioner in this matter, and will therefore forward notice of the decision to both counsel and the petitioner. See 8 C.F.R. § 292.5(a).

ORDER: The appeal is dismissed based upon its withdrawal by the petitioner.

Perry Rhew
Chief, Administrative Appeals Office