



**U.S. Citizenship
and Immigration
Services**

**Non-Precedent Decision of the
Administrative Appeals Office**

MATTER OF DWM- INC

DATE: DEC. 1, 2015

APPEAL OF VERMONT SERVICE CENTER DECISION

PETITION: FORM I-129, PETITION FOR A NONIMMIGRANT WORKER

The Petitioner, a company providing quality assurance solutions, testing, and IT development services, seeks to temporarily employ the Beneficiary as a “guidewire analyst/tester” under the H-1B nonimmigrant classification. *See* Immigration and Nationality Act (the Act) § 101(a)(15)(H)(i)(b), 8 U.S.C. § 1101(a)(15)(H)(i)(b). The Director, Vermont Service Center, denied the petition. The matter is now before us on appeal. The appeal will be dismissed.

U.S. Citizenship and Immigration Services (USCIS) records indicate that the Petitioner filed another Form I-129 seeking nonimmigrant H-1B classification on behalf of the Beneficiary. USCIS records further indicate that this petition was approved on January 26, 2015. We sent a letter to the Petitioner requesting verification of its intent to pursue the appeal on October 13, 2015, and have not received a response.

Because the Beneficiary of the instant petition has been approved for H-1B employment with the Petitioner, further pursuit of the matter at hand is moot.

ORDER: The appeal is dismissed.

Cite as *Matter of DWM- INC*, ID# 13956 (AAO Dec. 1, 2015)