



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

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

MATTER OF O-S- LLC.

DATE: DEC. 17, 2015

APPEAL OF CALIFORNIA SERVICE CENTER DECISION

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

The Petitioner, an advanced software development and consulting firm, seeks to temporarily employ the Beneficiary as a “systems engineer” 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, California 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 on August 25, 2015, another employer filed a Form I-129 seeking nonimmigrant H-1B classification on behalf of the Beneficiary. USCIS records further indicate that this petition was approved on September 3, 2015. We sent a letter to the Petitioner requesting verification of its intent to pursue this appeal on October 29, 2015, and have not received a response.

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

ORDER: The appeal is dismissed.

Cite as *Matter of O-S- LLC.*, ID# 13833 (AAO Dec. 17, 2015)