



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

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

MATTER OF F-IPSM-S-, LLC

DATE: SEPT. 14, 2015

APPEAL OF VERMONT SERVICE CENTER DECISION

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

The Petitioner, an inpatient medical practice company, seeks to employ the Beneficiary as a hospitalist and to classify him as a nonimmigrant worker in a specialty occupation. *See* section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act (the Act), 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.

A review of U.S. Citizenship and Immigration Services (USCIS) records indicates that on August 12, 2015, subsequent to the denial of the instant petition, the Petitioner filed another Form I-129 seeking nonimmigrant H-1B classification on behalf of the Beneficiary. USCIS records further indicate that this other petition was approved on August 24, 2015. Because the Beneficiary in 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 F-IPSM-S-, LLC*, ID# 13951(AAO Sept. 14, 2015)