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U.S. Citizenship  
and Immigration  
Services

DL

FILE: EAC 05 251 51127 Office: VERMONT SERVICE CENTER Date: **OCT 27 2006**

IN RE: Petitioner:  
Beneficiary:

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

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 On October 11, 2006, the AAO received a letter from counsel requesting that the appeal be withdrawn.

**ORDER:** The appeal is dismissed based upon its withdrawal.

Robert P. Wiemann, Chief  
Administrative Appeals Office