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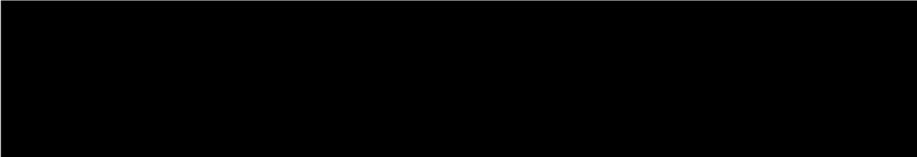
File: WAC 02 086 50268 Office: CALIFORNIA SERVICE CENTER Date **FEB 26 2008**

IN RE: Petitioner:
Beneficiary:



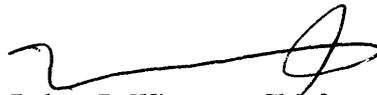
Petition: Petition for a Nonimmigrant Worker Pursuant to Section 101(a)(15)(L) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(L)

ON BEHALF OF PETITIONER:



INSTRUCTIONS:

This is the decision of the Administrative Appeals Office 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.


Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The Director, California Service Center, denied the petition for a nonimmigrant visa. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The petitioner filed this nonimmigrant petition seeking to extend the employment of its vice president - technology as an L-1A nonimmigrant intracompany transferee pursuant to section 101(a)(15)(L) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(L). The petitioner is a business technology solutions provider that operates in California as a branch office of [REDACTED] located in India. The beneficiary was previously granted L-1A status for a one-year period commencing on January 11, 2001, and the petitioner now seeks to continue her employment for three additional years.

The director denied the petition on April 3, 2002, concluding that the petitioner failed to establish that the applicant would be employed by the U.S. entity in a primarily managerial or executive capacity.

The petitioner, through counsel, filed a timely appeal on April 30, 2002, which included a detailed brief from counsel and additional evidence to support the petitioner's claim that the beneficiary would be employed in a primarily managerial or executive capacity under the extended petition.

A review of U.S. Citizenship and Immigration Services (USCIS) records indicates that the beneficiary in this matter has adjusted status to that of a U.S. permanent resident as of November 8, 2004. While the petitioner has not withdrawn the appeal in this proceeding, it would appear that the beneficiary is presently a permanent resident and the issues in this proceeding are moot. Therefore, the appeal is dismissed.

ORDER: The appeal is dismissed as moot.