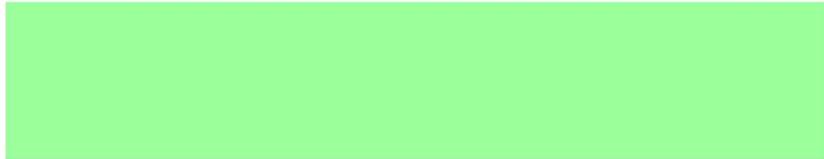




U.S. Citizenship
and Immigration
Services

(b)(6)



DATE: **DEC 11 2014** OFFICE: VERMONT SERVICE CENTER FILE:

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:

SELF-REPRESENTED

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office (AAO) in your case.

This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions. If you believe the AAO incorrectly applied current law or policy to your case or if you seek to present new facts for consideration, you may file a motion to reconsider or a motion to reopen, respectively. Any motion must be filed on a Notice of Appeal or Motion (Form I-290B) within 33 days of the date of this decision. **Please review the Form I-290B instructions at <http://www.uscis.gov/forms> for the latest information on fee, filing location, and other requirements.** See also 8 C.F.R. § 103.5. **Do not file a motion directly with the AAO.**

Thank you,

Ron Rosenberg
Chief, Administrative Appeals Office

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

The petitioner filed this Form I-129, Petition for a Nonimmigrant Worker, seeking to classify the beneficiary 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 Florida corporation established in [REDACTED]. On the Form I-129, the petitioner states that it provides human resources management, consulting services and technical assistance. The petitioner claims to be a subsidiary of [REDACTED] a [REDACTED] company. The petitioner seeks to employ the beneficiary as its president and chief executive officer.

The director denied the petition determining the petitioner failed to establish that the beneficiary will be employed in a primarily managerial or executive capacity. The petitioner filed a timely appeal.

A review of U.S. Citizenship and Immigration Services (USCIS) records indicates that subsequent to filing the appeal, the petitioner submitted a new Form I-129 on the beneficiary's behalf and requested that the U.S. Consulate in [REDACTED] Venezuela be notified upon its approval. USCIS records further indicate that this second petition was approved on July 24, 2014 and granted the beneficiary L-1A classification from June 30, 2014 to June 29, 2016 ([REDACTED]).

While the petitioner has not withdrawn the appeal in this proceeding, USCIS records show that the beneficiary is presently authorized for employment with the petitioner in the requested classification, and thus the issues in this proceeding are moot. Therefore, the appeal will be dismissed.

ORDER: The appeal is dismissed as moot.