



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

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

MATTER OF R-A-A-, INC.

DATE: SEPT. 15, 2015

APPEAL OF VERMONT SERVICE CENTER DECISION

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

The Petitioner, an architectural planning and design company, seeks to employ the Beneficiary as an architect/parametric design specialist under the L-1B nonimmigrant classification. *See* Immigration and Nationality Act (the Act) § 101(a)(15)(L), 8 U.S.C. § 1101(a)(15)(L). The Director, Vermont Service Center, denied the petition. The matter is now before us on appeal. The appeal will be sustained.

The Director determined that the Petitioner did not establish that the Beneficiary possesses specialized knowledge, that he was employed abroad in a position involving specialized knowledge, and that he will be employed in the United States in a specialized knowledge capacity

On appeal, the Petitioner asserts that it has provided detailed information regarding the Beneficiary's knowledge, his duties for the foreign entity, and his proposed duties in the United States sufficient to establish his eligibility for the beneficiary sought. The Petitioner submits detailed information regarding the Beneficiary's knowledge and job duties.

We conduct appellate review on a *de novo* basis. *See Soltane v. DOJ*, 381 F.3d 143, 145 (3d Cir. 2004). Upon reviewing the entire record of proceeding as supplemented by the Petitioner's submission on appeal, we conclude that the record now contains sufficient evidence to overcome the bases for the Director's decision.

Specifically, the totality of the evidence now establishes that the Beneficiary has special knowledge of the Petitioner's techniques in international markets and that his special knowledge is distinct in comparison to the general modeling and architectural design skills that are generally found within the Petitioner's group. Additionally, the totality of the evidence establishes that the Beneficiary is one of the few employees within its organization who possesses advanced knowledge of the Petitioner's processes and procedures in his area of expertise, as the record shows that he contributed to the development of such processes during his tenure with the Petitioner's group overseas. Finally, the totality of the record establishes that the Beneficiary has been employed abroad and will be employed in the United States in a position requiring this specialized knowledge.

*Matter of R-A-A-, Inc.*

In visa petition proceedings, the burden of proving eligibility for the benefit sought remains entirely with the Petitioner. Section 291 of the Act, 8 U.S.C. § 136; *Matter of Otiende*, 26 I&N Dec. 127, 128 (BIA 2013). The Petitioner in this case has sustained that burden.

**ORDER:** The appeal is sustained.

Cite as *Matter of R-A-A-, Inc.*, ID# 14030 (AAO Sept. 15, 2015)