



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

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

MATTER OF C-I- CORP.

DATE: JUNE 6, 2016

APPEAL OF A VERMONT SERVICE CENTER DECISION

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

The Petitioner, a manufacturer of pressure control equipment, seeks to amend and extend the Beneficiary's temporary employment as an enterprise specialist under the L-1B nonimmigrant classification for intracompany transferees. *See* Immigration and Nationality Act (the Act) § 101(a)(15)(L), 8 U.S.C. § 1101(a)(15)(L). The L-1B classification allows a corporation or other legal entity (including its affiliate or subsidiary) to transfer a qualifying foreign employee with "specialized knowledge" to work temporarily in the United States.

The Director, Vermont Service Center, denied the petition. The Director concluded that the Petitioner did not establish that the Beneficiary possesses specialized knowledge or that she has been employed abroad and will be employed in the United States in a specialized knowledge capacity.

The matter is now before us on appeal. In its appeal, the Petitioner submits additional evidence and contends that the Director misinterpreted the Beneficiary's dates of employment with the foreign employer and erroneously concluded that she is not qualified for an extension of her L-1B status.

Upon *de novo* review, we will sustain the appeal.

After reviewing the petition and the evidence of record, including materials submitted in support of the appeal, we conclude that the Petitioner has now established by a preponderance of the evidence that the Beneficiary possesses specialized knowledge and that she has been employed abroad and will be employed in the United States in a position requiring specialized knowledge.

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). Here, that burden has been met.

ORDER: The appeal is sustained.

Cite as *Matter of C-I- Corp.*, ID# 16841 (AAO June 6, 2016)