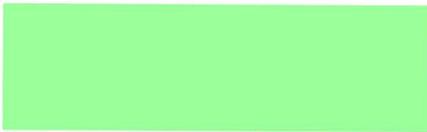


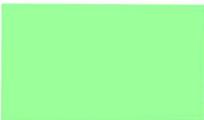
(b)(6)

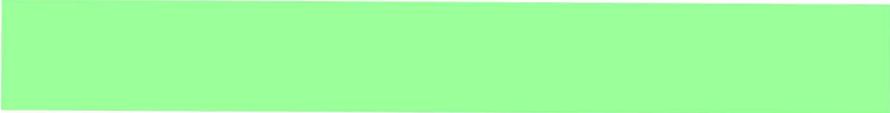


**U.S. Citizenship
and Immigration
Services**



JUL 29 2014

DATE: OFFICE: NATIONAL BENEFITS CENTER FILE: 

IN RE: Petitioner: 
Beneficiary:

PETITION: Petition to Classify Orphan as an Immediate Relative Pursuant to section 101(b)(1)(F)(i) of the Immigration and Nationality Act, 8 U.S.C. § 1101(b)(1)(F)(i)

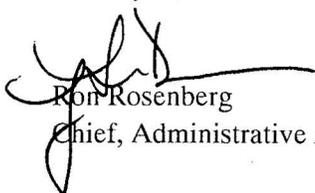
ON BEHALF OF PETITIONER:


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.

Thank you,


Ron Rosenberg
Chief, Administrative Appeals Office

NON-PRECEDENT DECISION

Page 2

DISCUSSION: The Director of the Salt Lake City, Utah Field Office denied the Petition to Classify Orphan as an Immediate Relative (Form I-600). The petitioner appealed the matter to the Administrative Appeals Office (AAO), and we sustained the appeal, approving the petitions.¹ We now, on our own motion, move to reopen the matter under 8 C.F.R. § 103.5(a)(5)(ii).

The U.S. Consulate, [REDACTED] India has returned the approved petitions to U.S. Citizenship and Immigration Services (USCIS) for revocation because the beneficiaries are ineligible for adoption under Indian law and, therefore, ineligible to be classified as orphans under U.S. immigration law. Accordingly, we must withdraw our prior decision and remand the matter the Director of the National Benefits Center to revoke approval of the beneficiaries' petitions.²

ORDER: The AAO's prior decision is withdrawn and the matter remanded to the Director of the National Benefits Center for revocation of the approved petitions.

¹ The petitioner concurrently filed three sibling petitions for [REDACTED]

[REDACTED] As a petitioner pays one fee for multiple orphan petitions submitted on behalf of siblings, the petitioner paid only one corresponding fee for the Notice of Appeal (Form I-290B). This decision, therefore, applies to all three sibling orphan petitions listed on the cover page.

² The record reflects that the U.S. Consulate in [REDACTED] India has already notified the beneficiaries of their ineligibility to be classified as orphans under U.S. immigration law. We remand the matter to the Director of the National Benefits Center (NBC), not the Salt Lake City, Utah Field Office, because the NBC is the designated orphan processing location for U.S. Citizenship and Immigration Services.