



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

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

In Re: 10875783

Date: FEB. 16, 2022

Motion on Administrative Appeals Office Decision

Form I-485, Application for Adjustment of Status of a U Nonimmigrant

The Applicant seeks to become a lawful permanent resident (LPR) under section 245(m) of the Immigration and Nationality Act, 8 U.S.C. § 1255(m), based on her “U” nonimmigrant status. The Director of the Vermont Service Center denied the Form I-485, Application to Register Permanent Residence or Adjust Status. We dismissed the Applicant’s appeal and two subsequent motions. Upon further review of the record, we now reopen the matter on a Service motion as it appears that in response to the motion filed in February of 2020, we committed an error by re-issuing the decision we had previously issued relating to the motion filed in March of 2019. *See* 8 C.F.R. § 103.5 (for the provisions relating to Service motions). Based on this information, we withdraw our previous decision. Enclosed with this notice is a copy of the decision that we should have issued on the February of 2020 motion filing. In accordance with the regulation at 8 C.F.R. § 103.5(a)(5), the Applicant is afforded 33 days in which to file a brief addressing the enclosed motion decision.

ORDER: Our previous decision is withdrawn and this matter is reopened.

ENCLOSURES:

1. AAO decision dismissing motions dated Jan. 19, 2021 (5 pages)