



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

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

In Re: 18666009

Date: OCT. 7, 2022

Appeal of National Benefits Center Decision

Form I-360, Petition for Special Immigrant Juvenile

The Petitioner seeks classification as a special immigrant juvenile (SIJ) under sections 101(a)(27)(J) and 204(a)(1)(G) of the Immigration and Nationality Act (the Act), 8 U.S.C. §§ 1101(a)(27)(J) and 1154(a)(1)(G). The Director of the National Benefits Center denied the Petitioner's Form I-360, Petition for Special Immigrant Juvenile (SIJ petition), finding that USCIS' consent was not warranted because the record did not contain a reasonable factual basis for the court's best interest determination. The Petitioner appealed the decision. On appeal, we concluded that the evidence did include a reasonable factual basis for the determination, and we remanded the matter to the Director to determine whether the Petitioner satisfied the remaining eligibility requirements for SIJ classification, including whether the record includes an adequate state law basis for the court's determinations and whether USCIS consent is warranted. The Director again denied the SIJ petition, concluding that the Petitioner did not demonstrate the court relied on state law when reaching its determinations. The matter is now before us on appeal. We review the questions in this matter *de novo*. *Matter of Christo's Inc.*, 26 I&N Dec. 537, 537 n.2 (AAO 2015). Upon *de novo* review, we will dismiss the appeal.

Upon review, the record on appeal overcomes the Director's grounds for denial of this SIJ petition. Nevertheless, we do not reach the issues raised on appeal as they are now moot. The record indicates that subsequent to the filing of this appeal, the Petitioner filed a second SIJ petition, which the Director has approved.

As the Petitioner has been accorded SIJ nonimmigrant classification under section 101(a)(27)(J) of the Act in separate proceedings, the appeal of the denial of his initial SIJ petition will be dismissed as moot.

ORDER: The appeal is dismissed.