



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

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

In Re: 27715514

Date: JUL. 18, 2023

Appeal of California Service Center Decision

Form I-129, Petition for a Nonimmigrant Worker (L-1A Manager or Executive)

The Petitioner, a provider of point-of-sale products and solutions for the retail and food service industries, seeks to temporarily employ the Beneficiary as vice president, operations under the L-1A nonimmigrant classification for intracompany transferees. *See* Immigration and Nationality Act section 101(a)(15)(L), 8 U.S.C. § 1101(a)(15)(L). The L-1A classification allows a corporation or other legal entity (including its affiliate or subsidiary) to transfer a qualifying foreign employee to the United States to work temporarily in a managerial or executive capacity.

The Director of the California Service Center denied the petition, concluding that the record did not establish, as required, that the Petitioner has a qualifying relationship with the Beneficiary's foreign employer in Israel. The matter is now before us on appeal. 8 C.F.R. § 103.3.

U.S. Citizenship and Immigration Services (USCIS) records indicate that, while this appeal was pending, the Petitioner filed a new Form I-129, Petition for Nonimmigrant Worker, requesting L-1A classification on behalf of the Beneficiary, along with a change of nonimmigrant status. USCIS approved the petition for L-1A classification and granted the requested change of status, thus authorizing the Beneficiary's temporary employment with the Petitioner from June 5, 2023 until May 7, 2026.

While the Petitioner has not withdrawn its appeal, the issues in this proceeding are now moot in light of the approval of a subsequent petition in the same nonimmigrant classification. Accordingly, the appeal will be dismissed.

ORDER: The appeal is dismissed.