



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

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

In Re: 28311958

Date: JUN. 30, 2023

Appeal of Chicago, Illinois Field Office Decision

Form I-601, Application for Waiver of Grounds of Inadmissibility

The Applicant, a native and citizen of Mexico, has applied to adjust status to that of a lawful permanent resident and seeks a waiver of inadmissibility under section 212(h) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1182(i). U.S. Citizenship and Immigration Services (USCIS) may grant this discretionary waiver if refusal of admission would result in extreme hardship to a qualifying relative or qualifying relatives.

The Director of the Chicago, Illinois Field Office denied the Form I-601, Application for Waiver of Grounds of Inadmissibility (waiver application), in December 2022, and certified the matter to us for review pursuant to 8 C.F.R. § 103.4(a). The Director's denial decision did not indicate, for the Applicant's awareness, that the case would be certified to us pursuant to 8 C.F.R. 103.4(a). Instead, it informed the Applicant of her right to file an appeal of the decision if she disagreed with the outcome. She did just that, and we received her appeal and accompanying appellate brief in March 2023. We considered her submitted brief, and all evidence in the record, in the adjudication of the certification. The application was denied as moot based on a determination that the Applicant is admissible and, as a result, does not require a waiver. Accordingly, and on the basis of the issuance of our decision on certification, we dismiss the appeal as moot.

**ORDER:** The appeal is dismissed.