U.S. Citizenship and Immigration Services

Non-Precedent Decision of the Administrative Appeals Office

In Re: 15979785

Date: APR. 5, 2021

Appeal of Vermont Service Center Decision

Form I-129, Petition for Nonimmigrant Worker (Extraordinary Ability – O)

The Petitioner seeks to classify the Beneficiary as an O-1 nonimmigrant, a visa classification available to individuals who can demonstrate their extraordinary ability through sustained national or international acclaim and whose achievements have been recognized in the field through extensive documentation. *See* Immigration and Nationality Act, section 101(a)(15)(O)(i), 8 U.S.C. § 1101(a)(15)(O)(i).

The Director of the Vermont Service Center denied the petition, concluding that the Petitioner did not satisfy, as required, the evidentiary criteria applicable to individuals of extraordinary ability in business: either receipt of a major, internationally recognized award or at least three of eight possible forms of documentation. *See* 8 C.F.R. § 214.2(o)(3)(iii)(A)-(B).

U.S. Citizenship and Immigration Services records indicate that the Petitioner filed another nonimmigrant petition [redacted] on behalf of the Beneficiary, which the Director of the California Service Center approved on October 6, 2020, with a validity period until September 30, 2023. Accordingly, further pursuit of the matter at hand is moot.

ORDER: The appeal is dismissed.