U.S. Citizenship and Immigration Services

Non-Precedent Decision of the Administrative Appeals Office

In Re: 9387056

Date: AUG. 25, 2020

Appeal of Vermont Service Center Decision

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

The Petitioner seeks to extend the Beneficiary's classification as an O-1 nonimmigrant, a visa classification available to aliens 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 the arts: nomination or receipt of a significant national or international award, or at least three of six possible forms of documentation. See 8 C.F.R. § 214.2(o)(3)(iv)(A)-(B).

U.S. Citizenship and Immigration Services records indicate that the Petitioner filed another O-1 nonimmigrant petition [redacted] on behalf of the Beneficiary, which the Director approved on May 27, 2020, with a validity period until May 30, 2022. Accordingly, further pursuit of the matter at hand is moot.

ORDER: The appeal is dismissed.