U.S. Citizenship and Immigration Services

Non-Precedent Decision of the Administrative Appeals Office

In Re: 17572272

Date: JUL. 19, 2021

Appeal of Texas Service Center Decision

Form I-129, Petition for L-1A Manager or Executive

The Petitioner, describing itself as a company engaged in investment management, seeks to temporarily employ the Beneficiary as "Sales Director, Latin America" of its new office[1] in the United States 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 Director of the Texas Service Center denied the petition, concluding the record did not establish that the Beneficiary would be employed in a managerial or executive capacity in the United States within one year of an approval of the petition. The matter is now before us on appeal.

U.S. Citizenship and Immigration Services (USCIS) records indicate that a Form I-140, Immigrant Petition for an Alien Worker filed on behalf of the Beneficiary was filed and approved before the instant appeal. USCIS records further show that a Form I-485, Application to Register Permanent Residence or Adjust Status was approved subsequent to the filing of this appeal and that the Beneficiary was issued a Permanent Resident Card on May 3, 2021. As the Beneficiary is presently a permanent resident, further pursuit of this matter is moot.

ORDER: The appeal is dismissed.

[1] The term "new office" refers to an organization which has been doing business in the United States for less than one year. 8 C.F.R. § 214.2(l)(1)(ii)(F). The regulation at 8 C.F.R. § 214.2(l)(3)(v)(C) allows a "new office" operation no more than one year within the date of approval of the petition to support an executive or managerial position.