U.S. Citizenship and Immigration Services

Non-Precedent Decision of the Administrative Appeals Office

MATTER OF S-E- LLC

DATE: MAR. 24, 2017

APPEAL OF TEXAS SERVICE CENTER DECISION

PETITION: FORM I-140, IMMIGRANT PETITION FOR ALIEN WORKER

The Petitioner, a construction equipment business, seeks to employ the Beneficiary as an accounting analyst. It requests classification of the Beneficiary as a member of the professions holding an advanced degree under the second preference immigrant classification. *See* Immigration and Nationality Act section 203(b)(2), 8 U.S.C. § 1153(b)(2). This employment-based immigrant classification allows a U.S. employer to sponsor a professional with an advanced degree for lawful permanent resident status.

The Director, Texas Service Center, denied the petition, concluding that the record did not establish the Beneficiary's qualifications for the offered position. The matter is now before us on appeal. Upon *de novo* review, we will sustain the appeal.

The record on appeal establishes the Beneficiary's qualifications for the offered position. The record otherwise establishes the eligibility of the Petitioner and the Beneficiary for the requested benefit. We will therefore withdraw the Director's decision and sustain the appeal.

ORDER: The appeal is sustained.

Cite as *Matter of S-E- LLC*, ID# 251310 (AAO Mar. 24, 2017)