U.S. Citizenship and Immigration Services

Non-Precedent Decision of the Administrative Appeals Office

MATTER OF P-, INC.

DATE: MAY 11, 2018

APPEAL OF TEXAS SERVICE CENTER DECISION

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

The Petitioner, a car dealership, seeks to employ the Beneficiary as a purchasing manager. It requests his classification under the third-preference, immigrant category as a skilled worker. Immigration and Nationality Act (the Act) section 203(b)(3)(A)(i), 8 U.S.C. § 1153(b)(3)(A)(i). This employment-based, "EB-3" category allows a U.S. business to sponsor a foreign national with at least two years of training or experience for lawful permanent resident status.

After the petition's initial grant, the Director of the Texas Service Center revoked the petition's approval. Finding that the Petitioner did not receive proper notice of the revocation grounds, we withdrew the decision on appeal and remanded the matter. On remand, the Acting Director of the Texas Service Center again revoked the petition's approval. The Director concluded that the Petitioner did not properly sign the submission or establish the Beneficiary's possession of the minimum experience required for the offered position.

The matter is now before us again on appeal. Upon review of the record, including evidence submitted on appeal, we find that the signature on the submission was valid. The record also establishes that the Beneficiary, more likely than not, has the required experience. We will therefore withdraw the Director's contrary findings.

ORDER: The appeal is sustained.

Cite as *Matter of P-, Inc.*, ID# 1129339 (AAO May 11, 2018)