



**U.S. Citizenship  
and Immigration  
Services**

**Non-Precedent Decision of the  
Administrative Appeals Office**

MATTER OF C-S-, INC.

DATE: OCT. 30, 2015

APPEAL OF NEBRASKA SERVICE CENTER DECISION

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

The Petitioner seeks to permanently employ the Beneficiary in the United States as a network consulting engineer. *See* Section 203(b)(2) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(2). The Director, Nebraska Service Center, denied the petition. The matter is now before us on appeal.

On October 14, 2015, the Petitioner requested that the petition be withdrawn. Title 8 C.F.R. § 103.2(b)(6), however, indicates that an application or petition may not be withdrawn once a decision is issued by U.S. Citizenship and Immigration Services. Notwithstanding this provision, even if the grounds of ineligibility in this matter were to be overcome on appeal, this request to withdraw the petition now renders it subject to automatic revocation without prior notice. *See* 8 C.F.R. § 205.1(a)(3)(iii)(C). Therefore, as the request to withdraw the original petition was received before the issuance of our decision in this matter, the issues in this proceeding are now moot. The appeal will be dismissed based on its withdrawal by the Petitioner. The withdrawal may not be retracted. 8 C.F.R. § 103.2(b)(6).

**ORDER:** The appeal is dismissed.

Cite as *Matter of C-S-, Inc.*, ID# 14449 (AAO Oct. 30, 2015)