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U.S. Citizenship
and Immigration
Services



FILE:



Office: NEBRASKA SERVICE CENTER

Date:

SEP 16 2004

IN RE:

Petitioner:



Beneficiary:

PETITION: Immigrant petition for Alien Worker as a Skilled Worker or Professional pursuant to section 203(b)(3) of the Immigration and Nationality Act, 8 U.S.C. § 1153(b)(3)

ON BEHALF OF PETITIONER:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

Robert P. Wiemann, Director
Administrative Appeals Office

Identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy

PUBLIC COPY

DISCUSSION: The employment-based immigrant visa petition was denied by the Director, Nebraska Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The petitioner seeks to classify the beneficiary pursuant to section 203(b)(3) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(3) as a skilled worker or professional. The director determined that the petitioner failed to establish its ability to pay the proffered wage.

On appeal, the petitioner merely stated that he would submit a brief and/or evidence to the AAO within 30 days. The petitioner specifically stated, "The reason for the motion for reconsideration is the fact that additional financial information is recently available to support the petition."

The petitioner dated the appeal September 2, 2003. As of this date, twelve months later, the AAO has received no substantive evidence relevant to the appellate issues at hand. The AAO has only received a letter from the petitioner's formal counsel withdrawing as the petitioner's attorney representative.

As stated in 8 C.F.R. § 103.3(a)(1)(v), an appeal shall be summarily dismissed if the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal.

The petitioner has not specifically addressed the reasons stated for denial and has not provided any additional evidence. The petitioner has not even expressed disagreement with the director's decision. The appeal must therefore be summarily dismissed.

ORDER: The appeal is dismissed.