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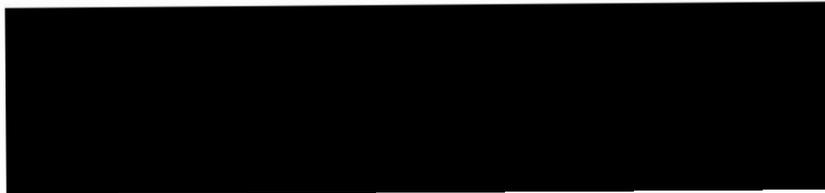
Office: VERMONT SERVICE CENTER

Date MAY 10 2006

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IN RE:

Petitioner:



PETITION: Petition for Special Immigrant Battered Spouse Pursuant to Section 204(a)(1)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1154(a)(1)(A)(iii)

ON BEHALF OF PETITIONER:



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, Chief
Administrative Appeals Office

DISCUSSION: The preference visa petition was denied by the Director, Vermont Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The petitioner is a native and citizen of Mexico who entered the United States without inspection on April 17, 1996. On May 2, 1996, she was placed in exclusion proceedings and was charged with violating sections 212(a)(2)(D)(i) (prostitution), 212(a)(2)(C) and 212(a)(2)(A)(i)(II). The Service withdrew the latter two charges. An immigration judge ordered the petitioner excluded and deported on June 3, 1996. The petitioner filed a Form I-360 on February 5, 2001, seeking classification as a special immigrant pursuant to section 204(a)(1)(A)(iii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1154(a)(1)(A)(iii), as an alien subjected to battery or extreme cruelty by her United States citizen spouse. Finding the evidence insufficient to establish eligibility, on March 11, 2001, the director requested that the petitioner submit additional evidence. The petitioner replied. On December 6, 2001, the director issued a notice of intent to deny the petition. The petitioner failed to respond to the notice of intent to deny, so on August 22, 2003, the director denied the petition, finding that the petitioner had failed to establish that she was subjected to battery or extreme cruelty by her husband and is a person of good moral character. The petitioner timely appealed the director's decision to deny the petition.

On appeal, the petitioner states as the reason for the appeal: "Respondent does not agree that she did not submit enough evidence of abused [sic]." The petitioner failed to address specifically the grounds for denial set forth in the decision of the director.

The regulation at 8 C.F.R. § 103.3(a)(1)(v) states, in pertinent part:

An officer to whom an appeal is taken shall summarily dismiss any appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal.

Inasmuch as the petitioner has failed to identify specifically an erroneous conclusion of law or a statement of fact in this proceeding, the appeal must be summarily dismissed.

ORDER: The appeal is dismissed.