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U.S. Department of Homeland Security  
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U.S. Citizenship  
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Services

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FILE:

[REDACTED]  
EAC 05 050 52805

Office: VERMONT SERVICE CENTER

Date: JAN 18 2007

IN RE:

Petitioner: [REDACTED]

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:

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, 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 (AAO) on appeal. The appeal will be summarily dismissed.

The director denied the petition on June 23, 2006, finding that the petitioner failed to establish that he resided with his spouse, that he was battered by or subjected to extreme cruelty by his spouse, and that he entered into his marriage in good faith.

On the Form I-290B Notice of Appeal, the petitioner reiterates the claims he previously made regarding the purported abuse and fails to address the director's findings regarding the petitioner's failure to establish that he resided with his spouse and that he entered into the marriage in good faith.

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

In this instance, the petitioner fails to allege any erroneous conclusion of law or statement of fact on the part of the director to be reviewed on appeal. The petitioner's general statements are not sufficient to meet the requirements for the substantive filing of the appeal.

Inasmuch as the petitioner has failed to specifically identify any erroneous conclusion of law or statement of fact as a basis for the appeal, the regulations mandate the summary dismissal of the appeal.

**ORDER:** The appeal is dismissed.