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U.S. Department of Homeland Security
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Washington, DC 20529



U.S. Citizenship
and Immigration
Services

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FILE:

EAC 06 158 50530

Office: VERMONT SERVICE CENTER

Date: APR 07 2008

IN RE:

Petitioner:



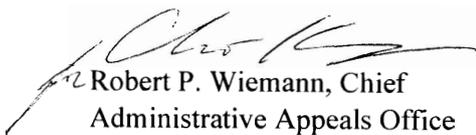
PETITION: Petition for Immigrant Abused Spouse Pursuant to Section 204(a)(1)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1154(a)(1)(A)(iii)

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 immigrant 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 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.”

The director denied the petition on February 27, 2007, finding that the petitioner failed to establish that she was a person of good moral character and that she entered into her marriage in good faith. On the Form I-290B signed by the petitioner’s former counsel on March 26, 2007, former counsel generally stated that the petitioner has met her burden of establishing her good moral character and good faith marriage but did not allege any error of law or fact on the part of the director. Former counsel did not elaborate on his argument or provide any additional evidence to support his assertion. Instead, former counsel indicated that he intended “to submit additional evidence and a brief in support of this appeal.” To date, however, no further evidence or brief has been submitted in support of the appeal. Although former counsel submitted a letter dated April 24, 2007 requesting additional time to submit a brief and a letter dated May 22, 2007 indicating the withdrawal of his representation of the petitioner, neither former counsel nor the petitioner have submitted any further evidence or argument in support of the appeal.

The general statement made by former counsel on the Form I-290B is not sufficient to meet the requirements for the filing of a substantive appeal. The evidence previously submitted by the petitioner was discussed in the director’s decision. The petitioner does not allege that these findings were legally or factually erroneous. Accordingly, as the petitioner has failed to specifically identify an erroneous conclusion of law or statement of fact, the regulation mandates the summary dismissal of the appeal.

ORDER: The appeal is dismissed.