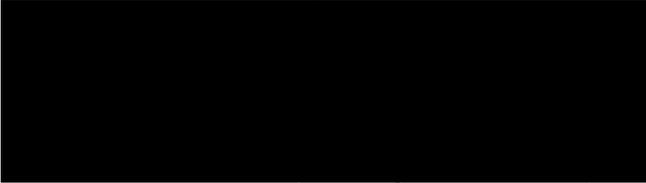




U.S. Citizenship
and Immigration
Services

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FILE: [REDACTED] Office: TEXAS SERVICE CENTER Date: SEP 30 2004

IN RE: Petitioner: [REDACTED]
Beneficiary: [REDACTED]

PETITION: Petition for Special Immigrant Religious Worker Pursuant to Section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), as described at Section 101(a)(27)(C) of the Act, 8 U.S.C. § 1101(a)(27)(C)

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

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identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy

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

The petitioner is a church. It seeks to classify the beneficiary as a special immigrant religious worker pursuant to section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), to perform services as a performing arts coordinator and technical director. The director determined that the petitioner had not established that the beneficiary had been engaged continuously in a qualifying religious vocation or occupation for two full years immediately preceding the filing of the petition. The director also determined that the petitioner had not established that the position qualified as that of a religious worker.

On appeal, the petitioner states that the beneficiary's duties will also include performing sacerdotal duties such as "baptisms, laying on of hands, weddings and sacraments." The petitioner submitted a copy of an undated certificate indicating that it is an "annual renewal" of the beneficiary's license to pastor, and a copy of a "Master of Theological Studies" from Vision International University issued to the beneficiary in June 2003.

The petitioner's evidence submitted on appeal does not address the director's determination that the beneficiary was not continuously employed as a performing arts coordinator and technical director for two full years preceding the filing of the visa petition. Although the petitioner states that the beneficiary will perform duties traditionally associated with that of an ordained minister, it submitted no evidence that these duties are included in the beneficiary's work schedule and no evidence that the beneficiary was engaged in such sacerdotal duties for the two years immediately preceding the filing of the visa petition.

Further, the petitioner failed to submit evidence to address the director's determination that the position of performing arts director and technical director qualifies as a religious position within its denomination.

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.

The petitioner has failed to identify specifically any erroneous conclusion of law or a statement of fact in this proceeding; therefore, the appeal must be summarily dismissed.

ORDER: The appeal is summarily dismissed.