



U.S. Citizenship  
and Immigration  
Services

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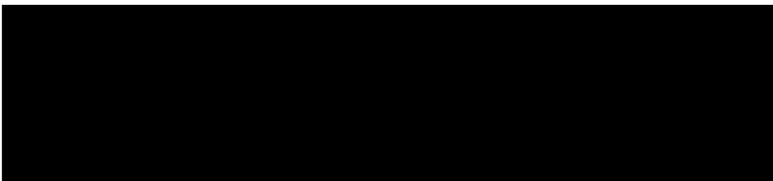


FILE: [REDACTED] Office: VERMONT SERVICE CENTER Date: **AUG 10 2007**  
EAC 06 090 52475

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

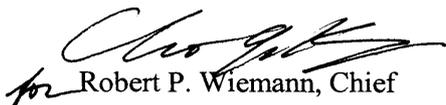
PETITION: Immigrant Petition for Special Immigrant Religious Worker Pursuant to Section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), as described at Section 101(a)(27)(C) of the Act, 8 U.S.C. § 1101(a)(27)(C)

ON BEHALF OF PETITIONER:



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.

  
for Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The Director, Vermont Service Center, denied the employment-based immigrant visa petition. The matter is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The petitioner is a regional conference of the Seventh-day Adventist 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 literature evangelist. The director determined that the petitioner had not established that the position qualifies as a religious occupation, or that the beneficiary would not be solely dependent on outside employment or solicitation of funds for support.

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.”

On the Form I-290B Notice of Appeal, counsel checked a box labeled “I am not submitting a separate brief or evidence,” thereby indicating that the Form I-290B itself constitutes the entire appeal. The statement on the appeal form reads, in its entirety:

The District Director [*sic*] erred in denying the Petitioner’s case. The Petitioner had established that the position is a Religious Occupation as defined by statute, regulation and case law. The Petitioner also established that the Beneficiary has been employed in said position for a contin[u]ous two year period. The Petitioner incorporates by reference the documents previously submitted.

This is a general statement that makes no specific allegation of error. The bare assertion that the director somehow erred in rendering the decision is not sufficient basis for a substantive appeal. Counsel’s other assertions are not reasoned arguments. Rather, they are conclusions, put forth without supporting premises. Counsel has done little more than to request, in effect, a readjudication of the existing petition, with no new arguments or evidence to show how the director’s decision was incorrect. It cannot suffice for counsel simply to assert that the decision was in some way flawed, and then leave it to the AAO to identify those flaws.

Inasmuch as counsel has failed to identify specifically an erroneous conclusion of law or a statement of fact as a basis for the appeal, the appeal must be summarily dismissed.

**ORDER:** The appeal is dismissed.