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U.S. Citizenship
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FILE:

[REDACTED]
LIN 05 150 51148

Office: NEBRASKA SERVICE CENTER

DEC 05 2007
Date:

IN RE:

Petitioner:
Beneficiary:

[REDACTED]

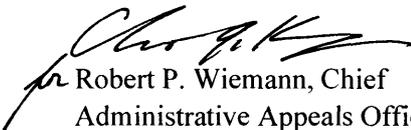
PETITION: Immigrant Petition for Special Immigrant Religious Worker Pursuant to Section 203(b)(4) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(4), as described at Section 101(a)(27)(C) of the Act, 8 U.S.C. § 1101(a)(27)(C)

ON BEHALF OF PETITIONER:

[REDACTED]

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, Nebraska Service Center, denied the employment-based immigrant visa petition. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

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, filed on November 29, 2005, counsel indicated that a brief would be forthcoming within thirty days. To date, nearly two years later, careful review of the record reveals no subsequent submission; all other documentation in the record predates the issuance of the notice of decision.

On October 25, 2007, the AAO contacted counsel by facsimile and instructed counsel to provide, within five business days, the promised supplement to the record, along with evidence of its timely submission. The five-day response period has elapsed and the record does not show any response from counsel.

The statement on the appeal form reads simply “The evidence shows that the Beneficiary does have the required 2 yrs. Experience in the vocation as stated in the Regulations.” This is a general statement that makes no specific allegation of error. The bare assertion that the petitioner has submitted sufficient evidence is not sufficient basis for a substantive appeal.

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.