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U.S. Department of Homeland Security
Bureau of Citizenship and Immigration Services

DA

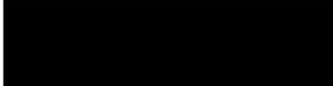
ADMINISTRATIVE APPEALS OFFICE
425 Eye Street N.W.
BCIS, AAO, 20 MASS. 3/F
Washington, D.C. 20536



File: EAC 02 009 51780 Office: VERMONT SERVICE CENTER Date:

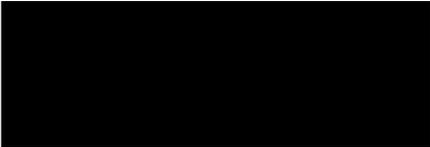
SEP 10 2003

IN RE: Petitioner:
Beneficiary:



Petition: Petition for a Nonimmigrant Worker Pursuant to Section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(i)(b)

ON BEHALF OF PETITIONER:



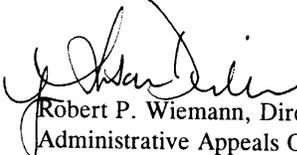
INSTRUCTIONS:

This is the decision in your case. All documents have been returned to the office which originally decided your case. Any further inquiry must be made to that office.

If you believe the law was inappropriately applied or the analysis used in reaching the decision was inconsistent with the information provided or with precedent decisions, you may file a motion to reconsider. Such a motion must state the reasons for reconsideration and be supported by any pertinent precedent decisions. Any motion to reconsider must be filed within 30 days of the decision that the motion seeks to reconsider, as required under 8 C.F.R. § 103.5(a)(1)(i).

If you have new or additional information which you wish to have considered, you may file a motion to reopen. Such a motion must state the new facts to be proved at the reopened proceeding and be supported by affidavits or other documentary evidence. Any motion to reopen must be filed within 30 days of the decision that the motion seeks to reopen, except that failure to file before this period expires may be excused in the discretion of the Service where it is demonstrated that the delay was reasonable and beyond the control of the applicant or petitioner. *Id.*

Any motion must be filed with the office which originally decided your case along with a fee of \$110 as required under 8 C.F.R. § 103.7.


Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The nonimmigrant visa petition was denied by the Director, Vermont Service Center. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The petitioner seeks classification of the beneficiary as a healthcare communications specialist pursuant to Section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(H)(i)(b). The director determined that the proffered position did not qualify as a specialty occupation. In denying the I-129 petition, the director noted that the petitioner had no clients in the healthcare field, and that the record did not establish that the beneficiary had appropriate education or experience to fulfill the duties of the proffered position with regard to computer applications.

On appeal, counsel states simply that the petitioner is developing its market in the healthcare field, and that the beneficiary has work experience in that area, as well as required computer expertise. Counsel also submits a statement from the petitioner indicating that the petitioner was attempting to obtain clients in the medical field, but that it could not do so without appropriate personnel. No additional evidence or statements are made in support of the appeal.

As stated in 8 C.F.R. § 103.3(a)(1)(v), an appeal shall be summarily dismissed if the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal. Neither counsel nor the petitioner has addressed the reason for denial. The statements offered on appeal do not identify any erroneous conclusion of law or statement of fact. The appeal must, therefore, be summarily dismissed.

ORDER: The appeal is dismissed.