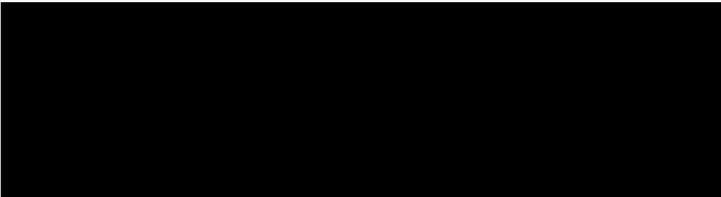


U.S. Department of Homeland Security  
20 Mass, Rm. A3042, 425 I Street, N.W.  
Washington, DC 20536



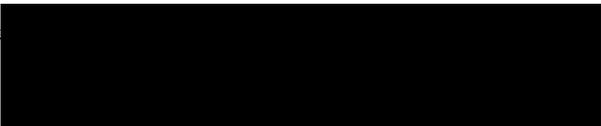
U.S. Citizenship  
and Immigration  
Services



FILE: SRC 02 169 52614 Office: TEXAS SERVICE CENTER Date:

APR 27 2004

IN RE: Petitioner:  
Beneficiary:



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

ON BEHALF OF PETITIONER:

Self-Represented.

**PUBLIC COPY**

INSTRUCTIONS:

**identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy**

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

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

The petitioner is described as engaged in the business of importing and distributing leather goods. The petitioner is located in Atlanta, Georgia and claims to be the subsidiary of Vulcano's Leather Ltda. located in Colombia. It seeks to extend its authorization to employ the beneficiary temporarily in the United States as its general manager. On September 3, 2002, the director determined that the petitioner had not established that the beneficiary had been or would be employed in a primarily managerial or executive capacity. Additionally, the director noted that the petitioner indicated income figures on the Form I-129 which do not correspond to the submitted tax documents.

On the Form I-290B counsel stated that the beneficiary supervises and controls the work of other professionals and manages an essential function. Counsel stated that a brief and /or evidence would be filed in 30 days. As of this date, more than one year later, the AAO has received nothing further in support of the appeal. 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.

Inasmuch as counsel has failed to identify specifically an erroneous conclusion of law or a statement of fact in this proceeding, the appeal is summarily dismissed.

**ORDER:** The appeal is summarily dismissed.