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

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NOV 03 2004

FILE:  Office: PHOENIX (TUCSON) ARIZONA Date:

IN RE: Applicant: 

APPLICATION: Application for Certificate of Citizenship under section 301 of the former Immigration and Nationality Act, 8 U.S.C. § 1432.

ON BEHALF OF APPLICANT:

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

DISCUSSION: The application was denied by the District Director, Phoenix, Arizona, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The record reflects that the applicant was born on April 27, 1980, in Mexico. The applicant's father, [REDACTED], was born in Mexico and he was a derivative U.S. citizen through a parent. The applicant's mother, [REDACTED], was born in Mexico and she is not a U.S. citizen. The record reflects that the applicant parents were not married. The applicant presently seeks a certificate of citizenship pursuant to section 301(a)(7) of the former Immigration and Nationality Act (the former Act), 8 U.S.C. § 1401(a)(7), based on the claim that she derived U.S. citizenship through her father.

The district director found that the applicant had failed to establish she was legitimated by her father pursuant to out-of-wedlock citizenship provisions contained in section 309 of the Immigration and Nationality Act, 8 U.S.C. 1409. The district director additionally found that the applicant had failed to establish her father satisfied the physical residence requirements set forth in section 301 of the former Act. The application was denied accordingly.

On appeal, the applicant states that she needs her "papers as soon as possible to work" and that she submitted bills for rent between 1969 and 1982, and has waited fifteen years for her papers. The applicant makes no other assertions, and she provides no other evidence or information on appeal.

8 C.F.R. § 103.3(a)(v) states in pertinent part:

(v) Summary dismissal. 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 AAO finds that the applicant failed to identify any erroneous conclusion of law or statement of fact in her appeal. The appeal will therefore be summarily dismissed.

ORDER: The appeal is summarily dismissed.