

identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy

U.S. Department of Homeland Security  
U.S. Citizenship and Immigration Services  
Office of Administrative Appeals (AAO)  
20 Massachusetts Ave., N.W., MS 2090  
Washington, DC 20529-2090

**PUBLIC COPY**



**U.S. Citizenship  
and Immigration  
Services**



E<sub>3</sub>

FILE:



Office: TEXAS SERVICE CENTER

Date: JAN 20 2011

IN RE:



APPLICATION: Application for Replacement Naturalization Document under Section 343 of the Immigration and Nationality Act, 8 U.S.C. § 1454.

ON BEHALF OF APPLICANT:

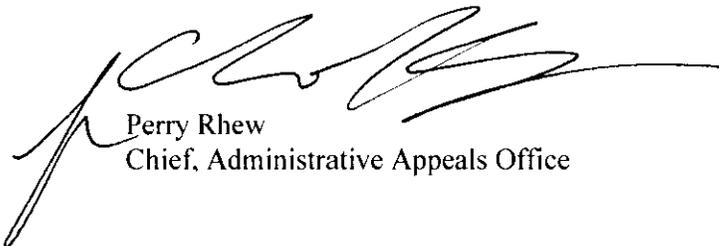
SELF-REPRESENTED

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the office that originally decided your case. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

If you believe the law was inappropriately applied by us in reaching our decision, or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. The specific requirements for filing such a request can be found at 8 C.F.R. § 103.5. All motions must be submitted to the office that originally decided your case by filing a Form I-290B, Notice of Appeal or Motion with the \$630 fee. Please be aware that 8 C.F.R. § 103.5(a)(1)(i) requires that any motion must be filed within 30 days of the decision that the motion seeks to reconsider or reopen.

Thank you,



Perry Rhew  
Chief, Administrative Appeals Office

**DISCUSSION:** The Form N-565 application was denied by the Director, Texas Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The applicant is a native of Cuba who asserts that he is a naturalized citizen of the United States. He seeks to have a lost Certificate of Naturalization replaced under section 343 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1454.

On June 10, 2010, the director issued a Request for Evidence providing the applicant with an opportunity to submit additional documentation in support of his application. In response, the applicant stated that he became a naturalized citizen in 1986, and he submitted copies of several identification documents. The director determined that the applicant failed to establish that he is a citizen of the United States or that any Certificate of Naturalization or Citizenship had been issued to him. The application was denied accordingly. On appeal, the applicant submits additional documentation and requests reconsideration of the denial.

Section 343 of the Act, 8 U.S.C. § 1454, provides the statutory authority relating to the replacement of a lost certificate of naturalization. The regulations regarding the replacement of lost certificates of naturalization are contained in 8 C.F.R. § 343a.1(a) and provide in pertinent part that, “[a] person whose . . . certificate of naturalization . . . has been lost, mutilated, or destroyed, shall apply on Form N-565 for a new paper in lieu thereof.”

Here, the record reflects that the applicant was admitted to the United States as an immigrant on October 21, 1961. However, the record contains no evidence that the applicant ever applied for naturalization or obtained a Certificate of Naturalization or Citizenship. Accordingly, the applicant is not eligible for a replacement certificate under section 343 of the Act, and the appeal will be dismissed.

**ORDER:** The appeal is dismissed.