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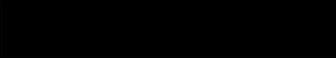
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JAN 31 2005

FILE: 

Office: LOS ANGELES, CALIFORNIA

Date:

IN RE: Applicant: 

APPLICATION: Application for Waiver of Grounds of Inadmissibility under § 212(h) of the Immigration and Nationality Act, 8 U.S.C. § 1182(h)

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.

Handwritten signature: Robert P. Wiemann

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The Application for a Waiver of Inadmissibility was denied by the Interim District Director, Services, Los Angeles, California, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The record reflects that on September 23, 2003, the interim district director found that the applicant was inadmissible to the U.S. pursuant to § 212(a)(2)(A)(i)(II) of the Immigration and Nationality Act ("the Act"), 8 U.S.C. § 1182(a)(2)(A)(i)(II), as an alien who has been convicted of violating laws relating to controlled substances. The applicant sought a waiver pursuant to § 212(h) of the Act, but since the applicant was convicted of several offences involving controlled substances, including one for distribution of marijuana, the interim director denied the waiver application.

The applicant submitted a timely Form I-290B Notice of Appeal on which he indicated that additional information would be sent to the AAO within 30 days. As of this date, however, the AAO has received no further documentation; thus, the record is complete. In an attachment submitted with the Form I-290B, the applicant reiterated his reasons for his contention that he qualifies for a waiver of inadmissibility. The interim director already considered and addressed these reasons in her denial decision.

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 applicant did not submit any new evidence or point out any specific errors of law or fact on the interim director's part. The applicant's notice of appeal will therefore be dismissed pursuant to 8 C.F.R. § 103.3(a)(v).

ORDER: The appeal is dismissed and the decision of the interim district director is affirmed.