



U.S. Citizenship
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Services

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FILE:  Office: PANAMA CITY, PANAMA Date:

IN RE: 

APPLICATION: Application for Waiver of Grounds of Inadmissibility under Section 212(a)(9)(B)(v) of the
Immigration and Nationality Act, 8 U.S.C. § 1182(a)(9)(B)(v)

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, Chief
Administrative Appeals Office

DISCUSSION: The Acting Officer in Charge, Panama City, Panama, denied the waiver application. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The record reflects that, on August 4, 2005, the acting officer in charge found that the applicant was inadmissible to the United States pursuant to section 212(a)(9)(B)(i)(II) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1182(a)(9)(B)(i)(II), as an alien who was unlawfully present in the United States for more than one year and is seeking readmission within 10 years of her last departure from the United States. The acting officer in charge found that the applicant had failed to establish that extreme hardship would be imposed on a qualifying relative and denied the Application for Waiver of Grounds of Inadmissibility (Form I-601) accordingly. *Decision of the Acting Officer in Charge*, dated August 4, 2005.

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 record reflects that, on September 6, 2005, the applicant filed a Notice of Appeal to the Administrative Appeals Office (Form I-290B). The AAO notes that the reasons for the appeal are stated on the Form I-290B in the Spanish language and have no translation. Any document containing a foreign language shall be accompanied by a full English language translation, which the translator has certified as complete and accurate, and by the translator's certification that he or she is competent to translate from the foreign language into English. 8 C.F.R. § 103.2(a)(3). The Form I-290B indicated that the applicant would submit a brief and/or evidence within thirty days. On October 28, 2005, the AAO received an affidavit from the applicant's fiancé, [REDACTED]. [REDACTED] simply reiterates the statements he provided in the affidavit he attached to the Form I-601. On appeal, the applicant has failed to identify either on the Form I-290B or through submission of a brief or evidence any erroneous conclusion of law or statement of fact made by the acting officer in charge. The applicant's appeal will therefore be summarily dismissed pursuant to 8 C.F.R. § 103.3(a)(v).

ORDER: The appeal is dismissed.