

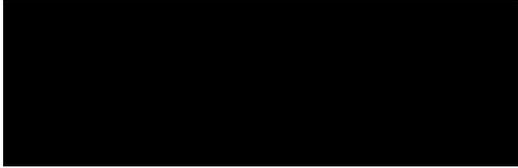
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U.S. Department of Homeland Security
20 Mass. Ave., N.W., Rm. A3042
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U.S. Citizenship
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FILE: [REDACTED] Office: CALIFORNIA SERVICE CENTER Date: **AUG 05 2005**

IN RE: Applicant: [REDACTED]

APPLICATION: Application for Permission to Reapply for Admission into the United States after Deportation or Removal under section 212(a)(9)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1182(a)(9)(A)(iii)

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 for permission to reapply for admission after removal was denied by the Director, California Service Center and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant is a native and citizen of Guatemala who on October 17, 2003, submitted an Application for Permission to Reapply for Admission After Deportation or Removal (Form I-212). According to the applicant she was removed from the United States on February 14, 2000. The applicant seeks permission to reapply for admission into the United States under section 212(a)(9)(A)(iii) of the Act, 8 U.S.C. 1182(a)(9)(A)(iii) in order to travel to the United States and reside with her Lawful Permanent Resident (LPR) spouse and U.S. citizen child.

The District Director determined that the applicant did not provide information and documentation required to adjudicate the application and denied the Form I-212 accordingly. *See Director's Decision* dated November 1, 2004.

On appeal the applicant's spouse submits a copy of his LPR card, copies of his and the applicant's birth certificate and a copy of their marriage certificate. The applicant states that she is filing the appeal because her husband has submitted a Petition for Alien Relative (Form I-130) on her behalf and her daughter was born in the United States.

The applicant did not submit a birth certificate of her alleged U.S. citizen child nor documentation regarding her removal of February 14, 2000.

The regulation at 8 C.F.R. § 103.3(a)(1) 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....

In the instant case the applicant has failed to identify any erroneous conclusion of law or statement of fact for the appeal and therefore it will be summarily dismissed.

ORDER: The appeal is summarily dismissed.