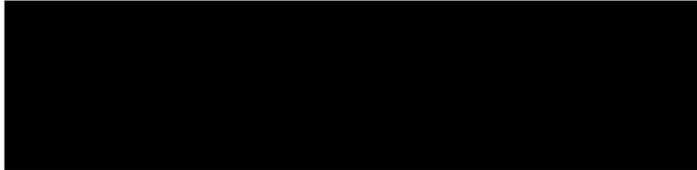


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U.S. Citizenship  
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MAR 20 2007

FILE: [redacted] Office: NEBRASKA SERVICE CENTER  
(LIN-06-226-50608 relates)

Date:

IN RE: Applicant: [redacted]

APPLICATION: Application for Travel Document Pursuant to Section 223 of the Immigration and Nationality Act, 8 U.S.C. § 1203.

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.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief  
Administrative Appeals Office

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

The applicant is a native and citizen of South Korea, who seeks to obtain a travel document (reentry permit) under section 223 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1203. The Acting Director denied the Application for Travel Document (Form I-131) after determining that the applicant did not provide the required photographs. *See Acting Director's Decision* dated December 12, 2006.

On appeal, the applicant states that she submitted all of the required evidence on time. In addition, the applicant states that her spouse is very ill and when she received the request for additional evidence she was in Korea attending to her husband and that is why it took her a long time to respond. Finally, the applicant requests that her application be granted because she wishes to remain a permanent resident of the United States.

The regulation at 8 C.F.R. § 103.2 states in pertinent part:

*(b) Evidence and processing. (1) General.* An applicant or petitioner must establish eligibility for a requested immigration benefit. An application or petition form must be completed as applicable and filed with any initial evidence required by regulation or by the instructions on the form. Any evidence submitted is considered part of the relating application or petition.

The record of proceeding reflects that the applicant filed a Form I-131 on July 31, 2006. With her application the applicant submitted three-quarter face photographs. On August 1, 2006, the Acting Director informed the applicant that full-frontal face photographs are required. In addition, the Acting Director informed the applicant that for specific information on acceptable passport photos the applicant should visit the Department of State website. The applicant once again submitted the wrong photographs. Instead of submitting full-frontal face photographs the applicant submitted three-quarter face photographs. On appeal the applicant did not submit new pictures. Citizenship and Immigration Services has not accepted three-quarter face photographs since September 1, 2004. Because the applicant has not provided the required full-frontal face photographs the application may not be approved.

If a lawful permanent resident seeks to reenter the United States and does not possess a reentry permit, he/she should contact a United States consulate abroad for further information regarding his/her possible options for return to the United States.

Section 291 of the Act, 8 U.S.C. § 1361, provides that the burden of proof is upon the applicant to establish eligibility for the benefit sought. Here, the applicant has not met that burden. Accordingly, the appeal will be dismissed.

**ORDER:** The appeal is dismissed.