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U.S. Citizenship
and Immigration
Services

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MAY 13 2004

[redacted]

FILE: [redacted] Office: MIAMI, FL Date:

IN RE: Applica[redacted]

APPLICATION: Application for Certificate of Citizenship under section 321 of the former Immigration and Nationality Act, 8 U.S.C. § 1432.

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 was denied by the Acting District Director, Miami, Florida. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant was born on November 22, 1981, in Santo Domingo, Ecuador. The record reflects that the applicant's fath was born in Ecuador on June 21, 1957, and that he became a naturalized U.S. citizen on May 25, 1999, when the applicant was 17 years old. The applicant's mother was born in Ecuador on October 26, 1961, and became a U.S. citizen on December 14, 1999, when the applicant was 18 years old. The applicant's parents were married in April 1981, and the applicant was admitted into the United States as a lawful permanent resident on June 6, 1987, when he was 5 years old. The applicant seeks a certificate of citizenship pursuant to section 321 of the former Immigration and Nationality Act (the former Act), 8 U.S.C. § 1433.

The acting district director concluded the applicant was statutorily ineligible for a certificate of citizenship under section 321 of the former Act because his parents were not both U.S. citizens prior to the applicant's eighteenth birthday. The application was denied accordingly.

On appeal, the applicant, states that he is "[a]ppealing decision made after my 18th Birthday [sic] to become naturalized." The applicant makes no other statements on appeal and he does not identify a legal or factual basis for his appeal. The appeal does not contain a separate brief or evidence nor does the applicant request additional time to submit such documents.

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 in the present matter failed to identify any erroneous conclusion of law or statement of fact on appeal. The appeal will therefore be summarily dismissed.

ORDER: The appeal is summarily dismissed.