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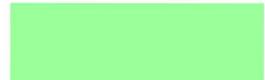
U.S. Citizenship
and Immigration
Services



Date: **JUN 10 2013**

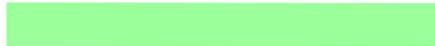
Office: VERMONT SERVICE CENTER

FILE:



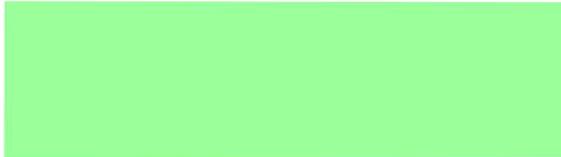
IN RE:

Applicant:



APPLICATION: Application to Adjust Status (Form I-485) for an Alien in U Nonimmigrant Status Pursuant to Section 245(m) of the Immigration and Nationality Act, 8 U.S.C. § 1255(m)

ON BEHALF OF APPLICANT:



INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the office that originally decided your case. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

Thank you,

A handwritten signature in black ink, appearing to read "Ron Rosenberg".

Ron Rosenberg
Acting Chief, Administrative Appeals Office

DISCUSSION: The Director of the Vermont Service Center (the director), denied the Application to Adjust Status (Form I-485), and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant, who was granted U nonimmigrant status, seeks lawful permanent residency under section 245(m)(1) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1255(m)(1). The director denied the application because the applicant filed the Form I-485 after expiration of her U nonimmigrant status.

On appeal, the applicant's representative submitted a Notice of Appeal (Form I-290B), indicating that a brief or other evidence was attached. At Part 3 of the Form I-290B where the applicant provides the basis for the appeal, the applicant's representative stated: "I'm including a copy of [the applicant's] extension on [her] pending application for adjustment of status." However, other than a request for a waiver of the Form I-290B filing fee and a copy of the director's denial decision, the appeal was not accompanied by a brief or other evidence, including evidence of the applicant's "extension on [her] pending application for adjustment of status."

The regulation at 8 C.F.R. § 103.3(a)(1)(v) states, in pertinent part:

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.

Neither the applicant nor her representative identifies any specific erroneous conclusion of law or statement of fact in the director's decision and the AAO has received no evidence or brief in support of the appeal. Accordingly, the appeal must be summarily dismissed.

ORDER: The appeal is summarily dismissed. The application remains denied.