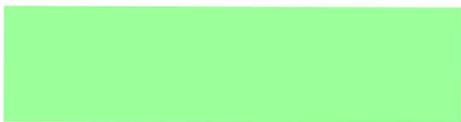




U.S. Citizenship
and Immigration
Services

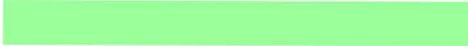
(b)(6)



Date: **NOV 03 2014**

Office: VERMONT SERVICE CENTER

File: 

IN RE: Self-Petitioner: 

PETITION: Petition for Immigrant Abused Spouse Pursuant to Section 204(a)(1)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1154(a)(1)(A)(iii)

ON BEHALF OF PETITIONER:

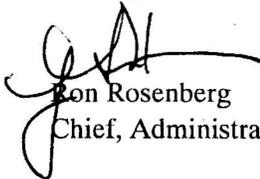
SELF-REPRESENTED

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office (AAO) in your case.

This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions. If you believe the AAO incorrectly applied current law or policy to your case or if you seek to present new facts for consideration, you may file a motion to reconsider or a motion to reopen, respectively. Any motion must be filed on a Notice of Appeal or Motion (Form I-290B) within 33 days of the date of this decision. **Please review the Form I-290B instructions at <http://www.uscis.gov/forms> for the latest information on fee, filing location, and other requirements. See also 8 C.F.R. § 103.5. Do not file a motion directly with the AAO.**

Thank you,



Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The Acting Director, Vermont Service Center (“the director”), denied the immigrant visa petition. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The petitioner seeks immigrant classification pursuant to section 204(a)(1)(A)(iii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1154(a)(1)(A)(iii), as an alien battered or subjected to extreme cruelty by a U.S. citizen.

The director denied the petition for failure to establish that the petitioner married her spouse in good faith and met the requirement for the bona fide marriage exemption.

On appeal, the petitioner asserts that she “entered the marriage with the only purpose of having a loving partner.” The petitioner explains why she lacks documentation such as a joint bank account and joint utility bills with N-P-.¹ The additional evidence received on appeal consists of eviction documents in which the petitioner and N-P- are named defendants; an apartment lease contract; a July 6, 2011 water bill; affidavits from the petitioner’s friends, [REDACTED] and photographs.

The petitioner’s statements on appeal reiterate the statements she made in proceedings before the director and do not address the director’s specific findings. The apartment lease, water bill, and affidavits are copies of documents already contained in the record. The eviction documents relate to the apartment leased by the petitioner and N-P-, and the photographs are duplicates of pictures already contained in the record or are a few new pictures of the same events previously submitted. The evidence submitted on appeal does not address the director’s specific findings and provide no new information regarding the petitioner’s good-faith marriage and bona fide marriage exemption.

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. 8 C.F.R. § 103.3(a)(1)(v). In this case, the petitioner has submitted no further arguments or evidence to establish that the director’s decision was in error. As the petitioner failed to address the director’s grounds for denial and to identify any specific, erroneous conclusion of law or statement of fact in the director’s decision, the appeal must be summarily dismissed in accordance with 8 C.F.R. § 103.3(a)(1)(v).

The petitioner bears the burden of proof to establish her eligibility by a preponderance of the evidence. Section 291 of the Act, 8 U.S.C. § 1361; *Matter of Otiende*, 26 I&N Dec. 127, 128 (BIA 2013); *Matter of Chawathe*, 25 I&N Dec. 369, 375 (AAO 2010). She has not met her burden and the appeal will be summarily dismissed.

ORDER: The appeal is summarily dismissed.

¹ Name withheld to protect the individual’s identity.