



U.S. Citizenship
and Immigration
Services

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prevent clearly unwarranted
invasion of personal privacy**

PUBLIC COPY

FILE:

Office: BUFFALO, NEW YORK

Date: MAY 12 2006

IN RE:

Applicant: [REDACTED]

APPLICATION: Application for Certificate of Citizenship under § 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.

A handwritten signature in black ink that appears to read "Robert P. Wiemann".

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The application was denied by the District Director, Buffalo, New York, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The record reflects that the applicant was born on January 4, 1969 in Jamaica. The applicant's parents married in 1974, and the applicant entered the United States as a lawful permanent resident in 1984. The applicant's mother became a naturalized U.S. citizen in 1983, when the applicant was fourteen years old. The record does not contain evidence that the applicant's father ever became a naturalized U.S. citizen. The applicant filed a Form N-600 in order to obtain a certificate of citizenship under § 321 of the former Immigration and Nationality Act (the former Act), 8 U.S.C. § 1432.

The director determined that the applicant did not qualify for citizenship under § 321 of the former Act because there is no evidence that his father naturalized, or that his father was legally separated from his mother or deceased. The applicant submitted a timely Form I-290B on which he indicated that no brief or additional evidence would be submitted to the AAO. Therefore, the record is complete.

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). On the Form I-290B, the applicant fails to specify how the district director made any erroneous conclusion of law or statement of fact in denying the application. As the applicant fails to present additional evidence on appeal to overcome the decision of the district director, the appeal will be summarily dismissed in accordance with 8 C.F.R. § 103.3(a)(1)(v).

The burden of proof in this proceeding rests solely with the applicant. Section 291 of the Act, 8 U.S.C. § 1361. The applicant has not sustained that burden.

ORDER: The appeal is dismissed.