



U.S. Citizenship
and Immigration
Services

Non-Precedent Decision of the
Administrative Appeals Office

MATTER OF C-B-

DATE: DEC. 30, 2015

APPEAL OF NATIONAL BENEFITS CENTER DECISION

APPLICATION: FORM I-485, APPLICATION TO REGISTER PERMANENT RESIDENCE
OR ADJUST STATUS

The Applicant, a native and citizen of Moldova, seeks to adjust status to Lawful Permanent Resident. See Section 13 of the Act of September 11, 1957, Pub. L. No. 85-316, 71 Stat. 642, amended by Pub. L. No. 97-116, 95 Stat. 161 (1981), 18 U.S.C. § 1255b. The Director, National Benefit Center, denied the application. The matter is now before us on appeal. The appeal will be summarily dismissed.

The Director denied the application for adjustment of status after determining that the Applicant had failed to establish compelling reasons why she is unable to return to Moldova. *Decision of the Director*, dated February 4, 2015.

On appeal, the Applicant asserts that the Director misinterpreted the Applicant's case and that the denial of the application was in error. On the Form I-290B, Notice of Appeal or Motion, the Applicant indicated that she would file a brief and/or additional evidence with the AAO within 30 days. Pursuant to 8 C.F.R. § 103.3(a)(2)(vii) and (viii), an affected party may request additional time to file a brief, which is to be submitted directly to the AAO. In a statement accompanying the Form I-290B, the Applicant states that the application was denied in error because United States Citizenship and Immigration Service misinterpreted the Applicant's case. The Applicant also states that more documentation and a brief in support of the appeal will be submitted later. As of the date of this decision, we have not received any additional documents or brief in support of the appeal.

8 C.F.R. § 103.3(a)(1) 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.

We find that the applicant's appeal does not identify specifically any erroneous conclusion of law or statement of fact in the Director's decision. The appeal is therefore summarily dismissed.

Matter of C-B-

ORDER: The appeal is summarily dismissed pursuant to 8 C.F.R. § 103.3(a)(1)(v).

Cite as *Matter of C-B-*, ID# 14702 (AAO Dec. 30, 2015)