



**U.S. Citizenship
and Immigration
Services**

**Non-Precedent Decision of the
Administrative Appeals Office**

MATTER OF H-J-

DATE: SEPT. 2, 2015

APPEAL OF VERMONT SERVICE CENTER DECISION

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

The Applicant seeks to become a lawful permanent resident based upon his classification as a U-1 nonimmigrant. *See* Immigration and Nationality Act (the Act) § 245(m)(1); 8 U.S.C. § 1255(m)(1). The Director, Vermont Service Center, denied the application. The matter is now before us on appeal. The appeal will be summarily dismissed.

The Director denied the Applicant's Form I-485 on October 14, 2014, because the negative factors outweighed the positive factors and the Applicant had not shown that he was eligible for adjustment of status as a matter of discretion. On appeal, the Applicant submits a Form I-290B, Notice of Appeal or Motion, indicating that a brief or other evidence would be submitted within 30 days, or by December 14, 2014. To date, we have received no further brief or evidence from the Applicant.

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.

The Applicant did not identify any specific erroneous conclusion of law or statement of fact in the Director's decision and we have received no evidence or brief in support of the appeal. Accordingly, the appeal must be summarily dismissed.

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

Cite as *Matter of H-J-*, ID# 13085 (AAO Sept. 2, 2015)