



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

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

MATTER OF H-D-

DATE: SEPT. 4, 2015

APPEAL OF TEXAS SERVICE CENTER DECISION

PETITION: FORM I-140, IMMIGRANT PETITION FOR ALIEN WORKER

The Petitioner, a volleyball coach, seeks classification as an “alien of extraordinary ability” in athletics. *See* Immigration and Nationality Act (the Act) § 203(b)(1)(A), 8 U.S.C. § 1153(b)(1)(A). The Director, Texas Service Center, denied the petition and subsequently dismissed a motion to reopen. The matter is now before us on appeal. The appeal will be summarily dismissed.

On Form I-290B, Notice of Appeal or Motion, the Petitioner indicated in Part 3 that his “brief and/or additional evidence will be submitted to the AAO within 30 calendar days of filing the appeal.” The appeal was filed on February 9, 2015. As of this date, approximately seven months later, we have received nothing further. Accordingly, the record is considered complete as it now stands.

As stated in 8 C.F.R. § 103.3(a)(1)(v), an appeal shall be summarily dismissed if the party concerned does not identify specifically any erroneous conclusion of law or statement of fact for the appeal. The Petitioner has not specifically addressed the reasons stated for denial and has not provided any additional evidence. As the Petitioner did not provide any specific statement or argument regarding the basis of his appeal, the appeal must be summarily dismissed.

In visa petition proceedings, it is the Petitioner's burden to establish eligibility for the immigration benefit sought. Section 291 of the Act, 8 U.S.C. § 1361; *Matter of Otiende*, 26 I&N Dec. 127, 128 (BIA 2013). Here, that burden has not been met.

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

Cite as *Matter of H-D-*, ID# 13587 (AAO Sept. 4, 2015)