



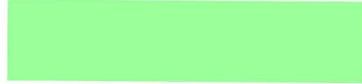
U.S. Citizenship  
and Immigration  
Services

(b)(6)

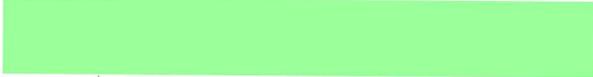


DATE: OFFICE: NEBRASKA SERVICE CENTER

**MAR 13 2014**



IN RE: Petitioner:  
Beneficiary:



PETITION: Immigrant Petition for Alien Worker as a Member of the Professions Holding an Advanced Degree or an Alien of Exceptional Ability Pursuant to Section 203(b)(2) of the Immigration and Nationality Act, 8 U.S.C. § 1153(b)(2)

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 Director, Nebraska Service Center (the director), denied the immigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The petitioner describes itself as a commercial real estate loans business. It seeks to permanently employ the beneficiary in the United States as a staff accountant pursuant to section 203(b)(2) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1153(b)(2).

The director's decision denying the petition concludes that the petitioner failed to establish its ability to pay the proffered wage since the priority date or that the beneficiary met the minimum requirements of the labor certification.

On the Form I-290B, Notice of Appeal, the petitioner<sup>1</sup> states that it requests "30 days to submit all documents to sustain this appeal" and that those documents will be directly submitted to the AAO. The petitioner indicated that it would file a brief and/or additional evidence within thirty days; however, the petitioner has, to date, failed to submit the referenced brief and/or evidence. 8 C.F.R. §§ 103.3(a)(2)(vii) and (viii).

As stated in 8 C.F.R. § 103.3(a)(1)(v), an appeal shall be summarily dismissed if the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal. The petitioner fails to identify, either on the Form I-290B or through submission of a brief or evidence, any erroneous conclusion of law or statement of fact made by the director. The petitioner has not even expressed disagreement with the director's decision. The appeal must therefore be summarily dismissed.

**ORDER:** The appeal is summarily dismissed.

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<sup>1</sup> A review of the California Secretary of State website reveals no information on the petitioner. See <http://kepler.sos.ca.gov/> (accessed February 25, 2014). However, an entity known as [REDACTED] with the same owner and address as the petitioner is an active entity in California. In any future filings, the petitioner must verify that its business is in valid status and continued operation, as well as provide evidence of its correct corporate name and Federal Employment Identification Number (FEIN).