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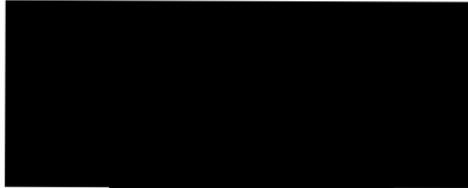
U. S. Department of Homeland Security
U. S. Citizenship and Immigration Services
Office of Administrative Appeals
Washington, DC 20529-2090



U.S. Citizenship
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FILE: [REDACTED]
EAC 06-216-50994

Office: VERMONT SERVICE CENTER

Date: **MAR 26 2009**

IN RE: Petitioner: [REDACTED]

PETITION: Petition for Immigrant Abused Spouse Pursuant to Section 204(a)(1)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1154(a)(1)(A)(iii)

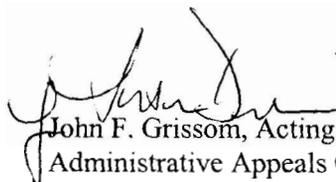
ON BEHALF OF PETITIONER:

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.

If you believe the law was inappropriately applied or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. Please refer to 8 C.F.R. § 103.5 for the specific requirements. All motions must be submitted to the office that originally decided your case by filing a Form I-290B, Notice of Appeal or Motion, with a fee of \$585. Any motion must be filed within 30 days of the decision that the motion seeks to reconsider or reopen, as required by 8 C.F.R. § 103.5(a)(1)(i).


John F. Grissom, Acting Chief
Administrative Appeals Office

DISCUSSION: The Director, Vermont Service Center, 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 seeks classification as a special immigrant pursuant to section 204(a)(1)(A)(iii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1154(a)(1)(A)(iii), as having been battered or subjected to extreme cruelty by his U.S. citizen spouse. He filed the instant Form I-360 Petition on March 24, 2006. The director denied the petition on August 10, 2007, finding that the petitioner failed to establish that he had resided with his spouse, had been battered or subjected to extreme cruelty by his spouse, had entered into his marriage in good faith or that he was a person of good moral character. The petitioner filed a timely appeal on September 6, 2007.

With his Form I-290B, Notice of Appeal or Motion, the petitioner submits a Letter of Appeal and eight photographs from June or July 2003. Four of the photographs are copies of previously submitted photographs, and all of them appear to be from the same two events and do not comprise additional evidence. In his Letter of Appeal, the petitioner generally repeats his previous claims, adding a few details but no additional evidence of joint residence, abuse or good faith marriage. Regarding good moral character, the petitioner states that he is a person of good moral character and that he mailed to U.S. Citizenship and Immigration Services all the police clearances requested. The AAO notes that to date no such documents have been received. No additional evidence or brief was submitted.

On appeal, the petitioner did not identify specifically any error in the director's decision and did not provide any additional evidence for consideration by the AAO or address the director's reasons for denying the petition.

The regulation at 8 C.F.R. § 103.3(a)(1)(v) provides that an appeal shall be summarily dismissed when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal. Inasmuch as the petitioner has failed to specifically identify any erroneous conclusion of law or statement of fact as a basis for the appeal, the regulations mandate the summary dismissal of the appeal.

ORDER: The appeal is summarily dismissed.