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U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Administrative Appeals Office (AAO)
20 Massachusetts Ave., N.W., MS 2090
Washington, DC 20529-2090

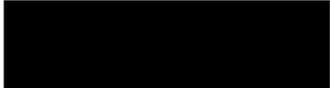


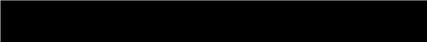
U.S. Citizenship
and Immigration
Services



D14

Date **APR 12 2012** Office: VERMONT SERVICE CENTER

FILE: 

IN RE: PETITIONER: 

PETITION: Petition for U Nonimmigrant Classification as a Victim of a Qualifying Crime Pursuant to Section 101(a)(15)(U) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(U)

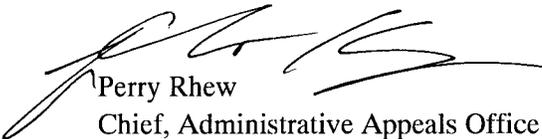
ON BEHALF OF PETITIONER: Self-represented

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the office that originally decided your case. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

If you believe the law was inappropriately applied by us in reaching our decision, or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. The specific requirements for filing such a request can be found at 8 C.F.R. § 103.5. 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 \$630. Please be aware that 8 C.F.R. § 103.5(a)(1)(i) requires that any motion must be filed within 30 days of the decision that the motion seeks to reconsider or reopen.

Thank you,


Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The Director, Vermont Service Center, denied the Petition for U Nonimmigrant Status (Form I-918 U petition) and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

On June 15, 2011, the director found that the petitioner is not admissible to the United States and her Application for Advance Permission to Enter as Nonimmigrant (Form I-192) was denied. The director denied the Form I-918 U petition accordingly.

The record reflects that, on July 13, 2011, the petitioner filed a Notice of Appeal (Form I-290B), along with a fee waiver request and a letter.

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.

On appeal, the petitioner requests that a copy of the record of proceedings be forwarded to her, but the record lacks any evidence that she filed such a request with the appropriate office.¹ The petitioner asserts that the director's decision was arbitrary, an abuse of discretion, violated her rights and failed to adequately consider evidence, but the petitioner cites no specific portion of the director's decision containing the alleged errors. The petitioner indicated that she would file a brief and/or additional evidence within 30 days. The record does not contain the brief and/or evidence that the petitioner indicated would be submitted to the AAO. 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's appeal must therefore be summarily dismissed pursuant to 8 C.F.R. § 103.3(a)(1)(v).

ORDER: The appeal is summarily dismissed.

¹ Requests for USCIS records under the Freedom of Information Act (FOIA) must be made to the National Records Center. Further information regarding such requests may be found on the USCIS website at <http://www.uscis.gov>.