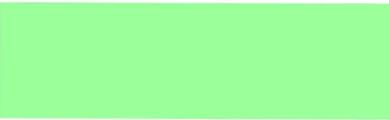


(b)(6)

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

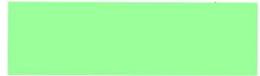


U.S. Citizenship
and Immigration
Services



Date:

Office: VERMONT SERVICE CENTER FILE:



MAR 18 2013

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 AAO inappropriately applied the law 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 in accordance with the instructions on Form I-290B, Notice of Appeal or motion, with a fee of \$630, or a request for a fee waiver. The specific requirements for filing such a request can be found at 8 C.F.R. § 103.5. **Do not file any motion directly with the AAO.** 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,

A handwritten signature in black ink, appearing to read "Ron Rosenberg".

Ron Rosenberg
Acting Chief, Administrative Appeals Office

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

The petitioner seeks nonimmigrant classification under section 101(a)(15)(U) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(U), as an alien victim of certain qualifying criminal activity.

The director denied the petition for failure to submit a Form I-918, Supplement B, as initial evidence. The director also noted that the petitioner did not establish his admissibility to the United States or file a Form I-192, Application for Advance Permission to Enter as a Nonimmigrant¹ and failed to provide evidence of his entry into the United States or a copy of his passport.

On appeal, the petitioner submits a brief in which he states that he had an interview with law enforcement authorities regarding an attempted murder of which he was a victim. The petitioner further states that he has attempted to obtain a Form I-918 Supplement B from law enforcement officials but has been unsuccessful.

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. 8 C.F.R. § 103.3(a)(1)(v).

In this case, the petitioner fails to identify any specific, erroneous conclusion of law or statement of fact in the director's decision. Although the petitioner requested that the AAO "order" the Inglewood Police department to provide him with the necessary documents to establish his helpfulness to law enforcement authorities, the burden is on the petitioner, not the AAO, to establish eligibility for U nonimmigrant status. Section 291 of the Act, 8 U.S.C. § 1361. The petitioner's brief provides no legal or factual basis for the appeal. Consequently, the appeal must be summarily dismissed in accordance with 8 C.F.R. § 103.3(a)(1)(v).

The burden of proof in these proceedings rests solely with the petitioner. Section 291 of the Act. The petitioner has not sustained that burden and the appeal will be summarily dismissed.

ORDER: The appeal is summarily dismissed.

¹ The petitioner subsequently filed a Form I-192 that was denied as a result of the denial of the Form I-918.