(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: FEB 06 2014 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:

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, Vermont Service Center (the director), denied the U nonimmigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed. 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 petitioner filed a Form I-918, Petition for U Nonimmigrant Status (Form I-918 U petition) with an incomplete Form I-918 Supplement B, U Nonimmigrant Status Certification (Form I-918 Supplement B). The director denied the Form I-918 U petition due to lack of initial evidence. On appeal, the petitioner, through counsel, submits a Notice of Appeal (Form I-290B), indicating that a brief and additional evidence are attached. However, the only additional evidence attached to the Form I-290B was a Request for Fee Waiver (Form I-192), a copy of the Form I-918 Supplement B, and copies of documents already included in the record.[1]

The regulation at 8 C.F.R § 103.3(a)(1)(v) provides for the summary dismissal of an appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal. On the Form I-290B, counsel failed to identify any specific erroneous conclusion of law or statement of fact in the director's denial of the Form I-918 U petition and the AAO has received no further evidence or brief in support of the appeal. Accordingly, the appeal will be summarily dismissed.

ORDER: The appeal is summarily dismissed. The petition remains denied.

[1] Though in his cover letter counsel asserts that on March 4, 2013, he mailed the original certified Form I-918 Supplement B to the Vermont Service Center, the record does not contain an original Form I-918 Supplement B.