

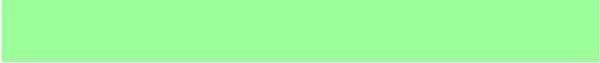


U.S. Citizenship
and Immigration
Services

(b)(6)



Date: JUL 29 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 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 petitioner filed the instant Petition for U Nonimmigrant Status (Form I-918 U petition) on March 28, 2013 with an accompanying Application for Advance Permission to Enter as Nonimmigrant (Form I-192). On March 3, 2014, the director denied the Form I-192 finding the petitioner inadmissible to the United States. The director denied the petitioner's Form I-918 U petition on the same day. Although the director determined that the petitioner was statutorily eligible for U nonimmigrant status, she denied the Form I-918 U petition because the petitioner was inadmissible to the United States and her Form I-192 waiver of inadmissibility was denied. On appeal, counsel submits a Notice of Appeal (Form I-290B), indicating that a brief or other evidence will be submitted within 30 days, or by May 4, 2014. As of the date of this decision, no additional statements or evidence have been submitted.

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.