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

(b)(6)

U.S. Citizenship and Immigration Services

Date: JUN 13 2013 Office: VERMONT SERVICE CENTER FILE:

IN RE: Petitioner:
Beneficiary:

APLICATION: Petition for Qualifying Family Member of a U-1 Nonimmigrant (Form I-929) Pursuant to Section 245(m)(3) of the Immigration and Nationality Act, 8 U.S.C. § 1255(m)(3)

ON BEHALF OF APPLICANT:

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 its 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 motion 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 any motion to be filed within 30 days of the decision that the motion seeks to reconsider or reopen.

Thank you,

Ron Rosenberg
Acting Chief, Administrative Appeals Office

DISCUSSION: The Director of the Vermont Service Center (the director) denied the Petition for Qualifying Family Member of a U-1 Nonimmigrant (Form I-929), 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 was granted U-1 nonimmigrant status and subsequently became a lawful permanent resident of the United States under section 245(m)(1) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1255(m)(1). She seeks to obtain lawful permanent resident status on the beneficiary's behalf pursuant to section 245(m)(3) of the Act.

The director denied the petition because a qualifying relationship no longer existed between the petitioner and the beneficiary.

On appeal, counsel submitted a Notice of Appeal (Form I-290B), indicating that a brief would be submitted to the AAO within 30 days, or by April 23, 2012. Counsel left blank Part 3 of the Form I-290B where the petitioner provides the basis for the appeal. As of this date, no brief or other evidence has been submitted into the record.

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.

Neither the petitioner nor counsel identifies any specific erroneous conclusion of law or statement of fact in the director's decision and the AAO has received no evidence or brief in support of the appeal. Accordingly, the appeal must be summarily dismissed.

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