



U.S. Citizenship
and Immigration
Services

Non-Precedent Decision of the
Administrative Appeals Office

MATTER OF RS-, INC.

DATE: SEPT. 25, 2015

APPEAL OF CALIFORNIA SERVICE CENTER DECISION

PETITION: FORM I-129, PETITION FOR A NONIMMIGRANT WORKER

The Petitioner, a software development and information technology services company, seeks to employ the Beneficiary as a computer programmer and to extend her classification as a nonimmigrant worker in a specialty occupation. *See* section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(H)(i)(b). The matter is now before us on appeal. The appeal will be summarily dismissed.

The Petitioner submitted the Form I-290B, Notice of Appeal or Motion, and marked box “b” at “Part 3. Information About the Appeal or Motion” to indicate that a brief and/or additional evidence would be sent to our office within 30 days. We fully and in-detail reviewed the Form I-290B and the accompanying documents. Notably, we did not receive a brief and/or additional evidence within the allotted timeframe (or thereafter). Accordingly, the record of proceeding is deemed complete as currently constituted.

The Petitioner did not identify any specific error by the Director. The regulation at 8 C.F.R. § 103.3(a)(1)(v) states in pertinent part: “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.” In the instant case, the Petitioner has not specifically identified any erroneous conclusion of law or a statement of fact as a basis for the appeal and thus, the appeal is summarily dismissed in accordance with 8 C.F.R. § 103.3(a)(1)(v).¹

ORDER: The appeal is summarily dismissed pursuant to 8 C.F.R. § 103.3(a)(1)(v).

Cite as *Matter of RS-, Inc.*, ID# 14980 (AAO Sept. 18, 2015)

¹ As the appeal will be summarily dismissed, we will not discuss any additional deficiencies we observe in the record of proceeding.