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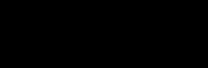
U.S. Citizenship
and Immigration
Services

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DG

FILE:



Office: CALIFORNIA SERVICE CENTER

Date: JAN - 2 2009

WAC 07 200 53284

IN RE:

Petitioner:



Beneficiary:

PETITION: Petition for Alien Fiancé(e) Pursuant to Section 101(a)(15)(K) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(K)

ON BEHALF OF PETITIONER:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

If you believe the law was inappropriately applied or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. Please refer to 8 C.F.R. § 103.5 for the specific requirements. All motions must be submitted to the office that originally decided your case by filing a Form I-290B, Notice of Appeal or Motion, with a fee of \$585. Any motion must be filed within 30 days of the decision that the motion seeks to reconsider, as required by 8 C.F.R. 103.5(a)(1)(i).

A handwritten signature in cursive script, appearing to read "John F. Grissom".

John F. Grissom, Acting Chief
Administrative Appeals Office

DISCUSSION: The nonimmigrant visa petition was denied by the Director, California Service Center, and is now on appeal before the Administrative Appeals Office (AAO). The appeal will be dismissed.

The petitioner is a naturalized citizen of the United States who seeks to classify the beneficiary, a native and citizen of Laos, as the fiancée of a United States citizen pursuant to section 101(a)(15)(K) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1101(a)(15)(K).

The director denied the petition after determining that the record was incomplete and did not contain the requested Biographic Information (Form G-325A) for the petitioner, required for a petition under section 214(d) of the Act and under the regulations at 8 C.F.R. § 103.2(a). *Decision of the Director*, undated.

Section 214(d) of the Act, 8 U.S.C. § 1184(d), states, in pertinent part, that a fiancé(e) petition:

. . . shall be approved only after satisfactory evidence is submitted by the petitioner to establish that the parties have previously met in person within two years before the date of filing the petition, have a bona fide intention to marry, and are legally able and actually willing to conclude a valid marriage in the United States within a period of ninety days after the alien's arrival. . . .

8 C.F.R. § 103.2(a) states in pertinent part:

- (1) *General.* Every application, petition or other document submitted on a form prescribed by this chapter shall be executed and filed in accordance with the instructions contained on the form, each instruction being hereby incorporated into the particular section of the regulations requiring its submission. . . .

The AAO notes that the instructions for the Form I-129F state at Item 6(B), Page 3 that completed G-325A forms must be submitted for the petitioner and the beneficiary.

The petitioner filed the Petition for Alien Fiancé(e) (Form I-129F) with U.S. Citizenship and Immigration Services on June 18, 2007. On November 8, 2007, the Director requested that the petitioner submit completed Form G-325As for himself and the beneficiary. On December 28, 2006, the petitioner submitted a completed Form G-325A for the beneficiary, but did not submit a Form G-325A for himself.

On appeal, the petitioner submits a copy of his U.S. passport, an engagement certificate and a certificate of domicile, but again fails to submit the required Form G-325A for himself. As the applicant has not complied with the filing requirements for the Form I-129F, the appeal will be dismissed.

ORDER: The appeal is dismissed.