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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

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Date: Office: TEXAS SERVICE CENTER

FILE:

SEP 14 2011

IN RE: Applicant:

APPLICATION: Application for Replacement Naturalization/Citizenship Certificate Document

ON BEHALF OF APPLICANT:

SELF-REPRESENTED

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 law was inappropriately applied by us in reaching our decision, or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. The specific requirements for filing such a request can be found at 8 C.F.R. § 103.5. 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 \$630. Please be aware that 8 C.F.R. § 103.5(a)(1)(i) requires that any motion must be filed within 30 days of the decision that the motion seeks to reconsider or reopen.

Thank you,

Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The application was denied by the Director, Texas Service Center, and the matter came before the Administrative Appeals Office (AAO) on appeal. The appeal was summarily dismissed. The applicant filed a motion to reopen or reconsider. The motion will be dismissed.

The applicant is a native of Jamaica and claims to be a citizen of the United States. She seeks a replacement certificate of citizenship pursuant to section 343 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1454.

The director denied the application after confirming with the Chief of the Records Operation Branch in the Office of Records of U.S. Citizenship and Immigration Services (USCIS) that there was no record of the applicant's U.S. citizenship. The director determined that the applicant could not establish that she was previously issued a certificate of citizenship or naturalization. On appeal, the applicant did not identify any erroneous conclusion of law or statement of fact in the director's decision. Her appeal was therefore summarily dismissed. The applicant's instant motion reiterates the claims previously made to the director and on appeal.

A motion to reopen must state the new facts to be proved in the reopened proceeding and be supported by affidavits or other documentary evidence. 8 C.F.R. § 103.5(a)(2). According to the regulation at 8 C.F.R. § 103.5(a)(3), a motion to reconsider must state the reasons for reconsideration and be supported by any pertinent precedent decisions to establish that the decision was based on an incorrect application of law or USCIS policy. The applicant's submission does not meet the requirements of either a motion to reopen or a motion to reconsider. As noted above, the claims made in the instant motion are the same as were previously made and rejected. The applicant's motion is not accompanied by any new evidence or argument. The motion must therefore be dismissed pursuant to 8 C.F.R. § 103.5(a)(4) for failing to meet applicable requirements. The application will remain denied.

ORDER: The motion is dismissed. The application remains denied.