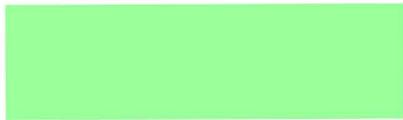


(b)(6)



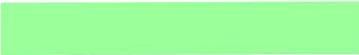
U.S. Citizenship
and Immigration
Services



DATE: **AUG 15 2013**

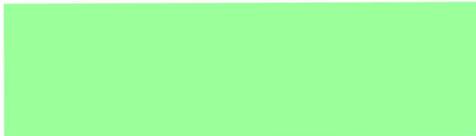
OFFICE: TEXAS SERVICE CENTER

FILE: 

IN RE: 

APPLICATION: Application for Replacement Naturalization/Citizenship Document under Section 338 of the Immigration and Nationality Act, 8 U.S.C. § 1449

ON BEHALF OF APPLICANT:



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,

A handwritten signature in black ink, appearing to be "Ron Rosenberg".

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The Form N-565, Application for Replacement Naturalization/Citizenship Document (Form N-565) was denied by the Director, Texas Service Center (the director), and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The applicant filed the Form N-565 on October 2, 2012, pursuant to section 338 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1449, seeking to change the date of birth on his Certificate of Citizenship. In a decision dated February 11, 2013, the director determined that a correction to the applicant's Certificate of Naturalization was not justified. The Form N-565 application was denied accordingly.

On appeal, counsel for the applicant resubmits evidence contained in the record; however, counsel makes no claims or assertions on appeal. Counsel indicates further, on Part 2 of the Form I-290B notice of appeal that, "no supplemental brief and/or additional evidence will be submitted."

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.

Here, the applicant failed to identify any erroneous conclusion of law or statement of fact in the director's decision. The AAO shall therefore summarily dismiss the appeal.

ORDER: The appeal is dismissed.