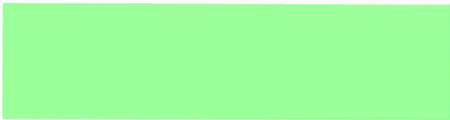
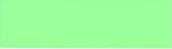


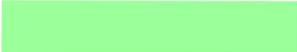


U.S. Citizenship
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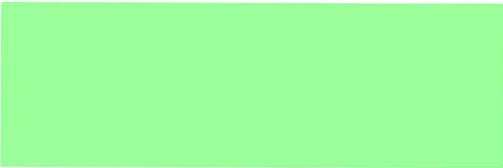


Date: **OCT 10 2013** Office: NEBRASKA SERVICE CENTER FILE: 

IN RE: Applicant: 

APPLICATION: Application for Replacement Naturalization/Citizenship Document, Form N-565

ON BEHALF OF APPLICANT:



INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case.

The Administrative Appeals Office is reopening your case. Pursuant to the regulation at 8 C.F.R. § 103.5(a)(5)(ii), you may submit a brief to our office at the address above within 33 days of the date of this decision.

This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions.

Thank you,

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The Application for Replacement Naturalization/Citizenship Document (Form N-565) was denied by the Director of the Nebraska Service Center, and the Administrative Appeals Office (AAO) summarily dismissed a subsequent appeal. The AAO reopens these proceedings to provide the applicant with an opportunity to respond before a new decision is entered into the record.

The applicant seeks to correct a certificate of citizenship claiming that the date of birth listed on the certificate is incorrect. The director determined that the certificate of citizenship reflects the applicant's date of birth, as indicated on her Application for Certificate of Citizenship (Form N-600) and supporting documents, and he denied the Form N-565 accordingly.

Counsel indicated on the Notice of Appeal (Form I-290) that he would submit a brief and/or additional evidence, including a "physician's report," within 30 days. The AAO ultimately summarily dismissed the appeal pursuant to the regulation at 8 C.F.R. § 103.3(a)(1) because neither counsel nor the applicant submitted a brief or supplemental evidence for the AAO to consider.

The AAO reopens these proceeding on its own motion to afford the applicant 33 days to submit a brief or evidence addressing the stated reasons for the director's denial of the Form N-565. 8 C.F.R. § 103.5(a)(5)(ii); 8 C.F.R. § 103.8(b). If the AAO receives no brief from the applicant or counsel at the expiration of 33 days, a decision will be issued based on the current record.

ORDER: The February 12, 2013 decision of the Administrative Appeals Office is withdrawn. The proceedings are reopened.