



**U.S. Citizenship
and Immigration
Services**

**Non-Precedent Decision of the
Administrative Appeals Office**

MATTER OF J-E-D-

DATE: OCT. 28, 2015

MOTION OF ADMINISTRATIVE APPEALS OFFICE DECISION

APPLICATION: FORM I-601, APPLICATION FOR WAIVER OF GROUNDS OF
INADMISSIBILITY

The Applicant, a native and citizen of El Salvador, seeks a waiver of inadmissibility. *See* Immigration and Nationality Act (the Act) § 212(h), 8 U.S.C. § 1182(h). The Field Office Director, Newark, New Jersey, denied the application. We dismissed a subsequent appeal. The matter is now before us on motion a motion to reopen and a motion to reconsider. The motions are denied.

On January 20, 2012, the Director found that the Applicant did not establish extreme hardship to a qualifying relative and denied the Form I-601, Application for Waiver of Grounds of Inadmissibility, accordingly. In our January 20, 2015, dismissal on appeal, we also found that the Applicant did not establish extreme hardship to a qualifying relative.

On motion, the Applicant submits a copy of the Director's denial decision. The Applicant indicated that a brief and / or additional evidence would be submitted within 30 days; however, to this date, we have received no additional documents.

A motion to reopen must state 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). A motion to reconsider must: (1) 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 U.S. Citizenship and Immigration Services policy; and (2) establish that the decision was incorrect based on the evidence of record at the time of the initial decision. 8 C.F.R. § 103.5(a)(3).

The Applicant has not stated any new facts that are supported by affidavits or other documentary evidence. He has not stated the reasons for reconsideration with support by any pertinent precedent decisions, and he has not established that the decision was incorrect based on the evidence of record at the time of the initial decision. The requirements of a motion to reopen and reconsider have not been met.

Matter of J-E-D-

ORDER: The motion to reopen is denied.

FURTHER ORDER: The motion to reconsider is denied.

Cite as *Matter of J-E-D-*, ID# 13908 (AAO Oct. 28, 2015)