



U.S. Citizenship
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[REDACTED]

FILE: [REDACTED] Office: CUIDAD JUAREZ, MEXICO
(CDJ 2005 531 147 relates)

Date: APR 13 2009

IN RE: [REDACTED]

APPLICATION: Application for Waiver of Grounds of Inadmissibility under Section 212(a)(9)(B)(v)
of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1182(a)(9)(B)(v)

ON BEHALF OF APPLICANT:

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 or reopen, as required by 8 C.F.R. § 103.5(a)(1)(i).

John F. Grissom
Acting Chief, Administrative Appeals Office

DISCUSSION: The waiver application was denied by the Officer in Charge, Ciudad Juarez, Mexico. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The record reflects that the applicant is a native and citizen of Mexico who was found to be inadmissible to the United States pursuant to section 212(a)(9)(B)(i)(II) of the Act, 8 U.S.C. § 1182(a)(9)(B)(i)(II), for having been unlawfully present in the United States for more than one year. The applicant seeks a waiver of inadmissibility pursuant to section 212(a)(9)(B)(v) of the Act, 8 U.S.C. § 212(a)(9)(B)(v), in order to reside with his father, a naturalized U.S. citizen, in the United States.

The officer in charge found that the applicant failed to establish extreme hardship to his U.S. citizen parent and denied the application accordingly. *Decision of the Officer in Charge*, dated April 10, 2006.

On appeal, the applicant's father attached a copy of the same affidavit that was previously before the officer in charge. No other documents were submitted with the appeal and no argument was made on the Notice of Appeal. *Notice of Appeal to the Administrative Appeals Office (AAO) (Form I-290B)* (stating only "See Attached Statement"). Accordingly, the appeal does not dispute or otherwise address the grounds upon which the application was denied.

The regulation at 8 C.F.R. § 103.3(a)(v) states in pertinent part that:

(v) 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.

The AAO finds that the applicant's appeal fails to identify any erroneous conclusion of law or statement of fact in the officer in charge's decision. The appeal is therefore summarily dismissed.

ORDER: The appeal is summarily dismissed.