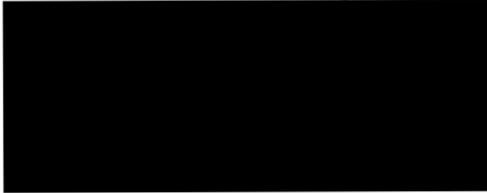




U.S. Citizenship
and Immigration
Services

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identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy



FILE:



Office: CALIFORNIA SERVICE CENTER

Date:

APR 07 2006

IN RE:

Applicant:



APPLICATION:

Application for Permission to Reapply for Admission into the United States after
Deportation or Removal under section 212(a)(9)(A)(iii) of the Immigration and
Nationality Act, 8 U.S.C. § 1182(a)(9)(A)(iii)

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.

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The Application for Permission to Reapply for Admission into the United States after Deportation or Removal (Form I-212) was denied by the Director, California Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant is a native and citizen of Mexico who, on July 26, 1999, at the San Ysidro, California, Port of Entry, orally represented herself to be a citizen of the United States in order to gain admission into the United States. The applicant was found to be inadmissible pursuant to section 212(a)(6)(C)(ii) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1182(a)(6)(C)(ii), as an alien who falsely represents herself to be a citizen of the United States for any purpose or benefit under the Act, and section 212(a)(7)(A)(i)(I) of the Act, 8 U.S.C. § 1182(a)(7)(A)(i)(I) for being an immigrant not in possession of a valid immigrant visa or other valid entry document. Consequently, on July 27, 1999, the applicant was expeditiously removed from the United States pursuant to section 235(b)(1) of the Act, 8 U.S.C. § 1225(b)(1). On July 29, 1999, the applicant again attempted to procure admission into the United States by fraud and willful misrepresentation of a material fact by presenting a Border Crossing Card (Form I-586) that did not belong to her. She was found inadmissible pursuant to section 212(a)(6)(C)(i) of the Act, 8 U.S.C. § 1182(a)(6)(C)(i) for having attempted to procure admission into the United States by fraud, and also section 212(a)(7)(A)(i)(I) of the Act. Consequently she was expeditiously removed pursuant to section 235(b)(1) of the Act. The applicant is inadmissible under section 212(a)(9)(A)(i) of the Act, 8 U.S.C. § 1182(a)(9)(A)(i) and seeks permission to reapply for admission into the United States under section 212(a)(9)(A)(iii) of the Act, 8 U.S.C. § 1182(a)(9)(A)(iii) in order to reside with her U.S. citizen spouse and children.

The Director determined that the applicant is not eligible for a waiver under section 212(i) of the Act because of her false claim to U.S. citizenship, and denied the Form I-212 accordingly. *See Director's Decision* dated January 28, 2005.

On the Notice of Appeal to the AAO (Form I-290B) the applicant writes: "I sincerely apologize for all the inconveniences cause to the Immigration authorities due to my mistakes committed in my despair for being reunited with all my dear ones. It was very hard to live in solitude in my country of origin. Since 1999 I have been a law abiding foreigner."

The regulation at 8 C.F.R. § 103.3(a)(1) states in pertinent part:

(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....

In the instant case the applicant has failed to identify any erroneous conclusion of law or statement of fact for the appeal and, therefore, it will be summarily dismissed.

ORDER: The appeal is summarily dismissed.