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U.S. Citizenship
and Immigration
Services

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FILE:

[REDACTED]

Office: NEWARK, NJ

Date:

FEB 01 2008

IN RE:

[REDACTED]

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:

[REDACTED]

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.

A handwritten signature in cursive script, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The application for permission to reapply for admission after removal was denied by the Acting District Director, Newark, New Jersey. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant is a native and citizen of Colombia who was found to be inadmissible to the United States pursuant to section 212(a)(9)(A)(ii) of the Act, 8 U.S.C. § 1182(a)(9)(A)(ii). The applicant is currently in the United States and he now 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 in the United States.

The acting district director determined that the unfavorable factors in the applicant's case outweigh the favorable ones and the applicant's Application for Permission to Reapply for Admission After Deportation or Removal (Form I-212) was denied accordingly. *Acting Director's Decision*, at 5, dated January 22, 2007.

On appeal, counsel refers to a letter, which was submitted on October 2, 2006. *See Form I-290B*, received February 21, 2007. The AAO notes that this letter was addressed in the acting district director's decision. *Acting Director's Decision*, at 4. No new assertions or evidence were submitted with the appeal, and the appeal does not dispute or otherwise address the grounds upon which the application was denied.

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 acting district director's decision. The appeal is therefore summarily dismissed.

ORDER: The appeal is summarily dismissed.