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U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Administrative Appeals Office
20 Massachusetts Ave., N.W., MS 2090
Washington, DC 20529-2090



U.S. Citizenship
and Immigration
Services



Date: **JUL 16 2015**



IN RE: Applicant:



APPLICATION: Application for Permission to Reapply for Admission into the United States pursuant to 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:



Enclosed is the non-precedent decision of the Administrative Appeals Office (AAO) for your case.

If you believe we incorrectly decided your case, you may file a motion requesting us to reconsider our decision and/or reopen the proceeding. The requirements for motions are located at 8 C.F.R. § 103.5. Motions must be filed on a Notice of Appeal or Motion (Form I-290B) **within 33 days of the date of this decision**. The Form I-290B web page (www.uscis.gov/i-290b) contains the latest information on fee, filing location, and other requirements. **Please do not mail any motions directly to the AAO.**

Thank you,

A handwritten signature in black ink, appearing to read "Ron Rosenberg".

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The Acting Field Office Director, San Juan, Puerto Rico, denied the application. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The record establishes that the applicant is a native and citizen of the Dominican Republic who entered the United States without inspection in 1992. He departed the United States based on a deportation order on March 15, 1996. In April 1996, the applicant re-entered the United States without inspection. The applicant was removed in August 2009 based on a reinstated order of removal. The applicant sought permission to reapply for admission into the United States in order to reside in the United States.

The acting field office director concluded that the applicant was not eligible for any kind of relief pursuant to section 241(a) of the Act.¹ The application was denied accordingly.

On appeal, filed in August 2008 and received by this office in February 2015, the applicant submitted the Form I-290B. The applicant did not specifically identify any erroneous conclusion of law or statement of fact in the Acting Field Office Director's decision on the Form I-290B. Pursuant to 8 C.F.R. § 103.3(a)(2)(vii) and (viii), an affected party may request additional time to file a brief, which is to be submitted directly to this office. We have not received any additional documents in support of the instant appeal.

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.

We find that the applicant's appeal does not specifically identify any erroneous conclusion of law or statement of fact in the Acting Field Office Director's decision. The appeal is therefore summarily dismissed.

ORDER: The appeal is summarily dismissed.

¹ Section 241(a) of the Act states in pertinent part:

(5) Reinstatement of removal orders against aliens illegally reentering. If the Attorney General [now the Secretary of Homeland Security, "Secretary"] finds that an alien has reentered the United States illegally after having been removed or having departed voluntarily, under an order of removal, the prior order of removal is reinstated from its original date and is not subject to being reopened or reviewed, the alien is not eligible and may not apply for any relief under this Act, and the alien shall be removed under the prior order at any time after the reentry.