



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

(b)(6)

[Redacted]

DATE: FEB 27 2014 Office: NEW YORK, NY [Redacted]

IN RE: [Redacted]

APPLICATION: Application for Waiver of Grounds of Inadmissibility pursuant to section 212(i) of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1182(i)

ON BEHALF OF APPLICANT:

[Redacted]

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office (AAO) in your case.

This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions. If you believe the AAO incorrectly applied current law or policy to your case or if you seek to present new facts for consideration, you may file a motion to reconsider or a motion to reopen, respectively. Any motion must be filed on a Notice of Appeal or Motion (Form I-290B) within 33 days of the date of this decision. **Please review the Form I-290B instructions at <http://www.uscis.gov/forms> for the latest information on fee, filing location, and other requirements.** See also 8 C.F.R. § 103.5. **Do not file a motion directly with the AAO.**

Thank you,

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The District Director, New York, New York, denied the waiver application and 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 the Ivory Coast who was found to be inadmissible to the United States pursuant to section 212(a)(6)(C)(i) of the Act for willful misrepresentation of a material fact in order to obtain an immigration benefit. The applicant is married to a U.S. citizen and seeks a waiver of inadmissibility pursuant to section 212(i) of the Act in order to reside with his wife and children in the United States.

The District Director found that the applicant failed to establish extreme hardship to a qualifying relative and denied the application accordingly.

On appeal, in response to the question asking for the basis for the appeal, the Form I-290B states, in its entirety, "Brief to be submitted." The applicant checked the box stating that a brief and/or additional evidence would be submitted to the AAO within thirty days. *Notice of Appeal or Motion (Form I-290B)*, dated July 24, 2013. On February 11, 2014 the AAO sent counsel a facsimile requesting a copy of the brief. However, to date, the AAO has not received a brief or any additional documentation with respect to this 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.

The record establishes that the applicant's appeal fails to identify any erroneous conclusion of law or statement of fact in the District Director's decision. The appeal is therefore summarily dismissed.

ORDER: The appeal is summarily dismissed.