

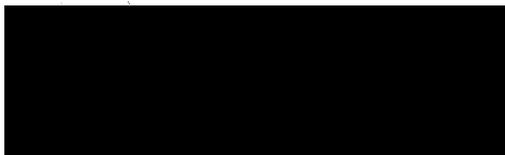
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U.S. Department of Homeland Security  
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U.S. Citizenship  
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FILE:



Office: NEBRASKA SERVICE CENTER

(LIN-04-266-52449 relates)

Date: MAY 24 2005

IN RE:

Applicant:



APPLICATION:

Application for Refugee Travel Document Pursuant to 8 C.F.R. § 223.1(b).

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 was denied by the Acting Director, Nebraska 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 Afghanistan, who seeks to obtain a refugee travel document pursuant to 8 C.F.R. 223.1(b). The Acting Director concluded that the applicant did not hold valid refugee status under section 207 of the Immigration and Nationality Act (the Act) or valid asylee status under section 208 of the Act at the time the application was filed and denied the application accordingly.

On appeal the applicant states the following:

“ . . . Requesting for an appeal for my form I-131 travel document receipt #LIN-04-266-52449 because of very serious health condition of my wife which has been referred to surgery and my existing is very important and I hope my appeal will be considered very important. . . “

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 present case the applicant has failed to identify specifically any erroneous conclusion of law or statement of fact for the appeal. Accordingly, the appeal will be summarily dismissed.

A search of the electronic database of CIS reveals that the applicant has a pending Application to Register Permanent Residence or Adjust Status (Form I-485) with Citizenship and Naturalization Services (CIS). The applicant may be eligible for advance parole. Therefore the decision is without prejudice to the filing of a new Form I-131 for advance parole if the applicant completes the appropriate box on the application.

**ORDER:** The appeal is summarily dismissed.