



U.S. Department of Justice

Immigration and Naturalization Service



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OFFICE OF ADMINISTRATIVE APPEALS  
425 Eye Street N.W.  
ULLB, 3rd Floor  
Washington, D.C. 20536



File:



Date:

MAY 28 2000

IN RE:

Petitioner:



Applicant:

Application:



IN BEHALF OF APPLICANT



Public Copy

INSTRUCTIONS:

This is the decision in your case. All documents have been returned to the office which originally decided your case. Any further inquiry must be made to that office.

FOR THE ASSOCIATE COMMISSIONER,  
EXAMINATIONS

  
Terrance M. O'Reilly, Director  
Administrative Appeals Office

Identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy

**DISCUSSION:** The petition for a nonimmigrant worker was filed as an application for a change of the applicant's status in the United States to that of an R-1 Religious worker, pursuant to 8 C.F.R. 248.3(a).

The petition was denied by the Director, Nebraska Service Center, who incorrectly advised the applicant that the decision could be appealed to the Associate Commissioner for Examinations. The appeal will be rejected.

The regulation at 8 C.F.R. 248.3(g) states:

*Denial of application.* When the application is denied, the applicant shall be notified of the decision and the reasons for the denial. There is no appeal from the denial of the application under this chapter.

**ORDER:** The appeal is rejected.