



U.S. Citizenship
and Immigration
Services

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FILE: [REDACTED] Office: CALIFORNIA SERVICE CENTER Date: [REDACTED]

IN RE: Applicant: [REDACTED]

APPLICATION: Application for Status as a Temporary Resident pursuant to Section 245A of the Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a

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. If your appeal was sustained, or if your case was remanded for further action, you will be contacted. If your appeal was dismissed, you no longer have a case pending before this office, and you are not entitled to file a motion to reopen or reconsider your case.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The termination of temporary resident status by the Director, Western Service Center is before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The director terminated the applicant's status because the applicant had been convicted of certain offenses, and had not provided dispositions relating to other arrests.

On appeal, the applicant does not contest the director's findings, and does not provide the dispositions for the unresolved cases.

The status of an alien lawfully admitted for temporary residence under section 245A of the Act may be terminated if he or she is convicted of any felony or three or more misdemeanors in the United States. 8 C.F.R. § 245a.2(u)(1)(iii).

The applicant was arrested for Prostitution on June 8, 1978, and subsequently convicted. She was convicted of Trespass on February 6, 1984. Both of these misdemeanor convictions took place in California.

In addition, the applicant was arrested for Prostitution on March 1, 1981, and for Failure to Appear and Unlicensed Driver on January 7, 1983, also in California. She has failed to provide the dispositions for these misdemeanor offenses. If convicted of any one of these three, she would then have a total of three misdemeanor convictions in the United States.

An applicant must agree to fully cooperate in the verification process. Failure to assist CIS in verifying information necessary for the adjudication of the application may result in a negative determination. See 8 C.F.R. § 245a.2(k)(5).

It is concluded that the applicant has failed to provide documents necessary for the adjudication of the application. She has not demonstrated that she is eligible for temporary resident status in spite of her criminal record. Therefore, the appeal must be dismissed on this basis.

ORDER: The appeal is dismissed. This decision constitutes a final notice of ineligibility.