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U.S. Citizenship
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FILE:



Office: California Service Center

Date: APR 11 2005

IN RE:

Applicant:



APPLICATION: Application for Waiver of Inadmissibility 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. 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 application for waiver of inadmissibility was denied by the Director, California Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The director denied the waiver application because the applicant had already been denied temporary resident status in the legalization (special agricultural worker) program. The director noted that this type of waiver application can only be considered with a pending application for temporary residence as a special agricultural worker. The director pointed out that the applicant is not even known to be inadmissible anyway.

On appeal, the applicant asks for a chance to be legalized. He points out that he has lived in the United States for a long time, has good morals, and is a hard worker.

The applicant has not stated why he believes he is inadmissible, and in fact he is not known to be inadmissible. Even if he were, his special agricultural worker appeal was dismissed over five years ago, and he is not eligible for any benefits in that program.

ORDER: The appeal is dismissed.