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

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FILE:



Office: California Service Center

Date: **AUG 10 2005**

IN RE:

Applicant:



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:



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.

Robert P. Wiemann, Director  
Administrative Appeals Office

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

The director terminated the applicant's status because the applicant is inadmissible, and failed to apply for a waiver of inadmissibility.

On appeal, the applicant stated that he had complied with all requests of the Immigration and Naturalization Service. He requested a copy of the record. Although his request was complied with, he did not respond further.

The matter was remanded to provide the applicant another opportunity to file a waiver application. However, he failed to do so. Neither the applicant nor counsel has made any statement, submitted any document or provided an updated address since the 1992 appeal, even though the director reopened the matter and rendered a new notice of termination.

As stated in 8 C.F.R. § 103.3(a)(3)(iv), any appeal which is filed that fails to state the reason for appeal, or is patently frivolous, will be summarily dismissed.

A review of the decision reveals the director accurately set forth a legitimate basis for termination of the applicant's status. On appeal, the applicant has not submitted the required waiver application, and has not even addressed the basis for termination. The appeal must therefore be summarily dismissed.

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