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U.S. Citizenship  
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FILE: [REDACTED] Office: CALIFORNIA SERVICE CENTER Date: JUL 12 2005

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 the applicant's temporary resident status by the Director, Western Service Center is before the Administrative Appeals Office on appeal. The appeal will be rejected.

The director terminated the applicant's temporary resident status because the applicant failed to file evidence of identity, residence, financial support and medical admissibility.

An adverse decision regarding temporary resident status may be appealed to the Administrative Appeals Office. Any appeal with the required fee shall be filed with the Service Center within thirty (30) days after service of the notice of termination. An appeal received after the thirty-day period has tolled will not be accepted. *See* 8 C.F.R. § 245a.2(p).

The director issued the notice of termination on January 29, 1993, but mailed it to an outdated address. In a letter dated March 26, 1998 the applicant inquired about her case. On May 26, 1998, the director sent a copy of the notice of termination to the applicant's correct address. No appeal was filed.

On May 31, 2002, the District Director, Los Angeles mailed a form letter to the applicant that indicated that temporary residence was denied on January 27, 1993. The appeal was received on August 22, 2002, over four years after the mailing of the termination notice to the correct address. Therefore, the appeal was untimely filed, and must be rejected.

**ORDER:** The appeal is rejected.