



U.S. Citizenship
and Immigration
Services

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FILE:



Office: NEBRASKA SERVICE CENTER

Date: JUL 19 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:

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.

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The application for temporary resident status was denied by the District Director, Chicago, and is now before the Administrative Appeals Office on appeal. The appeal will be rejected.

The director denied the application because the applicant had not begun residing in the United States as of January 1, 1982.

An adverse decision on an application for 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 denial. An appeal received after the thirty-day period has tolled will not be accepted. *See* 8 C.F.R. § 245a.2(p).

The director interviewed the applicant on October 21, 1988, and issued him the notice of denial at that time. The applicant's first appeal was received on December 1, 1988, and was thus untimely. This office summarily dismissed the appeal on that basis on September 6, 2002.

The applicant filed other appeals on May 6, 2002 and April 26, 2004. He was not entitled to file additional appeals, and these were untimely as well, and must be rejected.

ORDER: The appeals are rejected. The applicant is not permitted to file additional appeals in this matter. Furthermore, his appeal relating to his improper request to adjust to permanent residence has also been dismissed in a separate decision, and no further appeals are acceptable in that matter as well.