



U.S. Citizenship
and Immigration
Services

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FILE:



Office: CALIFORNIA SERVICE CENTER

Date: NOV 03 2005

IN RE:

Applicant:



APPLICATION:

Application for Status as a Temporary Resident pursuant to Section 210 of the
Immigration and Nationality Act, as amended, 8 U.S.C. § 1160

ON BEHALF OF APPLICANT:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. The file has been returned to the service center that processed 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 as a special agricultural worker was denied by the Director, Western Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because the applicant failed to appear and be fingerprinted.

As of March 29, 1998, applicants for Temporary Resident Status as a Special Agricultural Worker (I-700) are required to be fingerprinted at a USCIS Application Support Center or USCIS approved Designated Law Enforcement Agency.

On October 22, 2004, the USCIS sent you a notice informing you of the need to appear for fingerprinting at an Application Support Center (ASC). The notice was returned to the Service marked "unclaimed." Thus, your failure to receive the notice is due to your own making.

As of this date, there is no evidence which establishes that you have complied with the requirements of being fingerprinted. Therefore, your appeal is being dismissed for lack of prosecution.

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