

identity information related to
prevent clearly and unambiguously
unlawful entry and refugee



U.S. Citizenship
and Immigration
Services



21

FILE:



Office: California Service Center

Date:

IN RE:

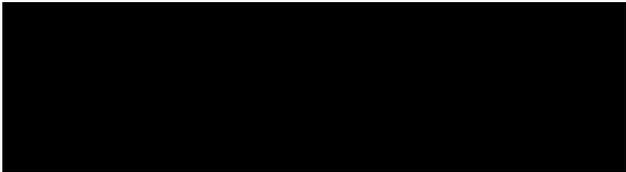
Applicant:



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 application for temporary resident status was denied by the Director, Western Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The director denied the application because of the applicant's criminal record, which rendered him statutorily ineligible for temporary residence. The director wrote to the applicant on April 27, 2001, and directed him to file a duplicate appeal form, as the original was lost. The applicant responded, and in his duplicate appeal dated July 9, 2001, failed to challenge the basis of denial. He requested a four-month period in which to reconstruct his appeal. However, four years later, the applicant has not furnished any further statement or evidence.

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 denial of the application. The applicant has not challenged the basis for denial. The appeal must therefore be summarily dismissed.

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