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



LI

FILE:



Office: California Service Center

Date: **OCT 21 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.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The termination of temporary resident status by the Director, Western 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 failed to supply needed documentation regarding criminal charges lodged against him.

On appeal, the applicant pointed out that he did not receive the notice of intent to terminate. He explained that he was therefore not aware of the basis for termination. The director then denied the application for adjustment to permanent residence for the same reason, failure to provide criminal records, and sent the denial notice to the applicant. As there is no indication that the denial notice was returned to sender, it must be assumed that the applicant learned of the basis for termination and denial. The applicant did not appeal the denial and, more than 13 years later, has not furnished a brief or responded further to the 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 presented additional evidence. Nor has he 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.