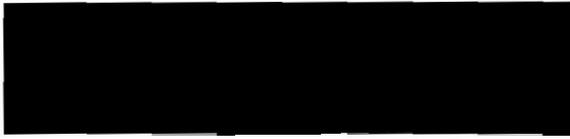




U.S. Citizenship  
and Immigration  
Services

identifying data deleted to  
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invasion of personal privacy  
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FILE: [REDACTED] Office: CALIFORNIA SERVICE CENTER  
XSA 88 048 7089

Date: NOV 02 2006

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:

Attached is a notice informing you of the reopening of your case and the withdrawal of the previous dismissal of your appeal in the above proceeding. You are allowed thirty (30) days from the date of this notice to respond and submit additional material in support of your original appeal to the above address.

Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The application for temporary resident status was denied by the Director, Western Service Center, and the matter came before the Administrative Appeals Office (AAO) on appeal. While a review of the record demonstrates that the AAO dismissed the appeal on August 1, 2006, the decision that was attached did not relate to the applicant, but rather to another individual who possessed a different Administrative-file number or A-file number. This case shall be reopened pursuant to the regulations at 8 C.F.R. 103.5(b) which provide that the AAO may of its own volition (sua sponte) reopen or reconsider a decision under section 245A of the Immigration and Nationality Act (Act), and the previous dismissal shall be withdrawn. The AAO hereby issues this notice advising you of Citizenship and Immigration Services' (CIS) reopening of your case in order to provide you the opportunity to submit a statement, brief, and/or evidence to supplement your appeal.

Therefore, you are hereby afforded 30 days (plus 3 days for mailing) from the date of this letter in which to respond to this notice. If you do not submit any material to supplement your appeal within the allotted period, the AAO will adjudicate your appeal based upon the evidence that is currently contained within the record of proceedings. If you choose to respond, please include a copy of this notice with your response and mail all pertinent material to the AAO at the address listed on the top right corner of the cover sheet of the notice. After the 30 day period has elapsed, the AAO will prepare and issue its new appellate decision, taking into account all of the evidence you choose to submit during the time allowed.