



U.S. Citizenship
and Immigration
Services

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invasion of personal privacy

[REDACTED]

LL

APR 11 2007

FILE: [REDACTED]

RE: Applicant: [REDACTED]

Dear [REDACTED]

The Administrative Appeals Office (AAO) has received your correspondence dated November 7, 2006, with earlier submissions, regarding this special agricultural worker matter. The appeal was dismissed on October 22, 2004. You have requested that the AAO reopen the matter *sua sponte* and reconsider.

Pursuant to 8 C.F.R. § 103.5(b), motions to reopen legalization proceedings and special agricultural worker proceedings under sections 245A and 210 of the Immigration and Nationality Act shall not be considered. You are correct in stating that this office may reopen on its own motion a matter previously adjudicated. However, your letter reveals no significant error in the adjudication of the appeal which would warrant reopening. Regardless of how your client's unauthorized representative handled or mishandled his case, the salient fact is that the Director, Western Regional Processing Facility, sent the June 27, 1990 notice of denial to the applicant's address of record, giving him an opportunity to appeal. It is noted that the appeal was filed 13 years late. In view of these factors, the matter will not be reopened.

Sincerely,


Robert P. Wieman, Chief
Administrative Appeals Office