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U.S. Department of Homeland Security
20 Mass. Ave., N.W., Rm. 3000
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U.S. Citizenship
and Immigration
Services

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APR 19 2007

FILE:



Office: NEBRASKA SERVICE CENTER

Date:

XLS 88 209 3011

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.

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The termination of temporary resident status by the Director, Nebraska Service Center is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The director terminated the applicant's temporary resident status because the applicant failed to apply for adjustment to permanent resident status within the required period with the proper filing fee. The director recited the service center's various attempts to notify the applicant of the proper filing fee and allow her time in which to rectify the error. However, the notices were returned to the service center as undeliverable. The record contains no evidence of the applicant's attempts to notify of an updated address prior to November 29, 1992, the date the applicant's 43-month deadline for filing a Form I-698 had expired.

On appeal, the applicant requests an additional 30 days in which to submit further evidence and/or information. To date, however, more than 19 months after filing the appeal, the record has not been supplemented with additional information addressing the director's ground for terminating the applicant's temporary resident status.

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. On appeal, the applicant has not presented additional evidence. Nor has he addressed the grounds stated for denial. The appeal must therefore be summarily dismissed.

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