

PUBLIC COPY

identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy



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

LI

[Redacted]

FILE: [Redacted]
MSC-06-080-12199

Office: NATIONAL BENEFITS CENTER

Date: **AUG 30 2007**

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:

This is the decision of the Administrative Appeals Office in your case. The file has 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 "R. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The application for temporary resident status was denied by the Director, National Benefits Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because he found that the applicant had submitted no supporting documentation providing substantive evidence that he entered the United States prior to January 1, 1982 and resided in an unlawful status since such date. The director also explained that the applicant had failed to respond to the Notice of Intent to Deny (NOID) issued by the director, other than to ask for an additional 60 days to gather documentation in response to the NOID. It is noted that more than five months passed between the issuance of the NOID and the issuance of the director's decision. The applicant submitted no documentation in support of his claim with his Form I-687 application or at any other time.

On appeal, the applicant indicated that he would submit additional evidence, together with a brief, within thirty days of filing his appeal. More than one year has passed since the applicant filed his appeal, and the applicant has submitted neither additional evidence nor a brief. As a result, the record will be considered complete. The applicant provided no additional evidence or explanation on appeal to overcome the reasons for denial of his application.

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.