

**PUBLIC COPY**

**identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy**



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

*LI*

[REDACTED]

FILE: [REDACTED]  
XPS 91 107 00109

Office: TEXAS SERVICE CENTER

Date: DEC 26 2007

IN RE: Applicant: [REDACTED]

APPLICATION: Application for Adjustment from Temporary to Permanent Resident Status under 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 Director, Texas Service Center, denied the application for adjustment to permanent resident status. The applicant subsequently appealed the director's decision to the Administrative Appeals Office (AAO). The AAO dismissed the appeal, concluding that applicant's six misdemeanor convictions rendered him statutorily ineligible to adjust his status from temporary to permanent resident. The matter is now before the AAO on motion. The motion will also be rejected.

Pursuant to the regulation at 8 C.F.R. § 103.5(b), while the AAO may *sua sponte* reopen or reconsider any proceeding within its jurisdiction, motions to reopen a proceeding or reconsider a decision under part 210 or 245a shall not be considered. A review of the record shows that the appeal was properly dismissed. Accordingly, as motions by the applicant are specifically prohibited by the regulation discussed above, this motion is hereby rejected.

**ORDER:** The motion is rejected.