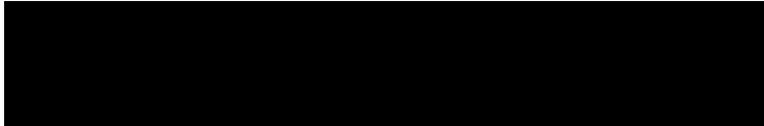




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FILE: [REDACTED] OFFICE: VERMONT SERVICE CENTER DATE: FEB 09 2007
NYC-F-05-237-0007

IN RE: Applicant: [REDACTED]

APPLICATION: Application for Employment Authorization under 8 C.F.R. § 274a.12(a) or (c)

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. Any further inquiry must be made to that office.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The application was denied by the Director, Vermont Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The applicant is a native and citizen of Canada who was previously granted Employment Authorization under 8 C.F.R. § 274a.12(a)(2) as an alien who had been granted temporary resident status. On May 25, 2005, the director denied the Application for Employment Authorization "because the applicant failed to establish eligibility for employment authorization under 8 C.F.R. § 274a.12(a) or (c)." The director informed the applicant that there is no appeal from the denial of employment authorization.

As stated in the denial decision, there is no appeal of the director's decision in the present matter. Since there is no appeal of the decision in the present matter, the appeal must be rejected.

It is noted that the director denied the applicant's Form I-698, Application for Adjustment of Status from Temporary to Permanent Resident, on November 10, 2004. On the same date, the director informed the applicant of her intention to terminate the applicant's temporary resident status. However, there is no indication in the record of proceeding that the applicant's temporary resident status has ever been terminated.

ORDER: The appeal is rejected.