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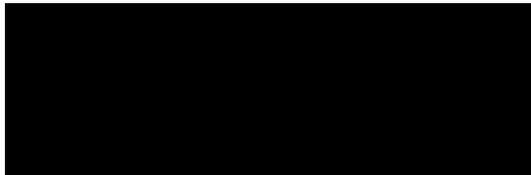


U.S. Citizenship  
and Immigration  
Services

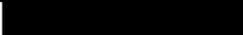
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JUN 12 2007



FILE:



Office: TEXAS SERVICE CENTER

Date:

XTA 88 229 2083

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:** This matter is a termination of temporary resident status by the Director, Western Service Center, which is before the Legalization Appeals Unit on appeal. The case will be remanded for further action.

The director concluded the applicant failed to file the application for adjustment of status from temporary to permanent resident within 43 months from the date of approval of temporary residence. The director therefore denied the application for adjustment, and terminated the applicant's temporary resident status.

In the notice of intent to terminate, the director stated that the applicant was granted temporary resident status on August 26, 1988 and that her eligibility period for filing a Form I-698 expired on March 26, 1992. However, the record does not contain any indication that the applicant was granted temporary residence on such date. The director must incorporate into the record documentation showing the approval date. If such evidence does not exist or cannot be located, or if it differs from that described in the notice of intent to terminate, the director must render a new decision, which, if adverse, may be appealed without fee.

**ORDER:** The case is remanded for appropriate action and decision consistent with the foregoing.