

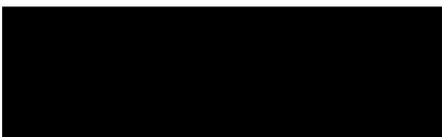
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**U.S. Citizenship
and Immigration
Services**

L1



FILE: [Redacted]
MSC-05-231-16265

Office: LOS ANGELES

Date: NOV 15 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, Los Angeles District Office, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because she found the evidence submitted with the application was insufficient to establish eligibility for Temporary Resident Status pursuant to the terms of the CSS/Newman Settlement Agreements. Applicants for adjustment of status to that of a Temporary Resident bear the burden of proving by a preponderance of the evidence that they continuously resided in the United States for the duration of the requisite period pursuant to 8 C.F.R. § 254a.2(d)(5). To satisfy this burden applicants must submit evidence apart from their own testimony pursuant to 8 C.F.R. § 245a.2(d)(6). Here, the director found that documents submitted in support of this applicant's claim of having maintained continuous residence in the United States for the duration of the requisite period were not sufficient to prove by a preponderance of the evidence that he had done so. Specifically, the director found that there was inconsistent information submitted by the applicant regarding his addresses of residence both before and during the requisite period, casting doubt on whether the applicant continuously resided in the United States for the duration of the requisite period. Therefore, the director denied the application.

On appeal, the applicant submits a statement in which he asserts that though he has lived in the United States since 1981 he does not have documentation that establishes this because he was paid in cash for his work and always paid his bills in cash. The applicant provided no additional evidence or explanation 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.