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**U.S. Citizenship
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Services**

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FILE: [REDACTED]
MSC-05-200-12733

Office: NEW YORK

Date: **NOV 16 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, New York 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. Specifically, in her Notice of Intent to Deny (NOID), the director noted that the evidence submitted by the applicant in support of his claim of having maintained continuous residence in the United States for the duration of the requisite period was not sufficient to prove by a preponderance of the evidence that he did so. In saying this, the director noted that the affiants from whom the applicant submitted affidavits did not include identification documents, proof that they were present in the United States during the statutory period or proof that they had direct personal knowledge of the events to which they attested in their affidavits. The director granted the applicant thirty (30) days within which to submit additional evidence in support of his application. The director noted that she received two (2) additional affidavits from the applicant in support of his application in response to her NOID. The director stated in her decision that she found these additional affidavits, when considered with other evidence in the record, were not sufficient proof to establish, by a preponderance of the evidence that the applicant had continuously resided in the United States for the duration of the requisite period as applicants for adjustment to Temporary Resident Status are required to do under 8 C.F.R. § 245a.2(d)(5). Therefore, she denied his application.

On appeal, the applicant submits a Form I-694 Notice of Appeal of Decision on which he asserts that he has been residing in the United States since 1981. He goes on to say that he has previously provided all of the documents to support the credibility of his application. He states that he would like the AAO to reconsider his application. 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.