



U.S. Citizenship
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FILE:



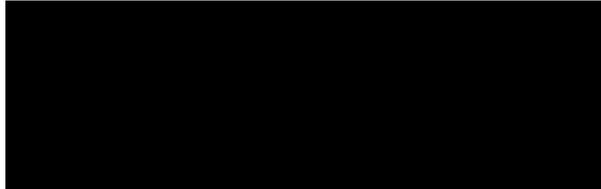
Office: CALIFORNIA SERVICE CENTER

Date: **OCT 09 2007**

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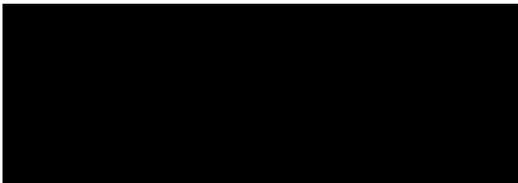
IN RE:

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:



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 termination of the applicant's temporary resident status by the Director, California Service Center, is before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The director terminated the applicant's temporary resident status because the applicant failed to provide the final court dispositions of all arrests since his arrival in the United States. Specifically, the applicant failed to provide the final court disposition of the following arrests:

1. On July 22, 1984, the applicant was arrested in Norwalk, California, and charged with providing false identification upon lawful detention.
2. On April 18, 1991, the applicant was arrested in Norwalk, California, under the name [REDACTED] and charged with unlawful possession of a narcotic controlled substance.
3. On May 11, 1998, the applicant was arrested in El Segundo, California, under the name [REDACTED] and charged with selling or furnishing marijuana or hashish, a felony.
4. On September 1, 1998, the applicant was arrested in Long Beach, California, and charged with violation of a warrant on the charge of petty theft and violation of a warrant on the charge of possession of a narcotic controlled substance.
5. On May 9, 1999, the applicant was arrested in Long Beach, California, and charged with willful cruelty to a child with the possibility of death or injury.

On appeal, counsel stated that he had filed a Freedom of Information Act (FOIA) request and would submit a brief and/or additional evidence within 30 days after receipt of a copy of the record of proceeding. The record reveals that a copy of the record of proceeding was mailed to counsel on March 16, 2006. To date, one year and seven months after counsel received a copy of the record of proceeding, he has not submitted a brief or any additional evidence to overcome the basis for the denial of the 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, counsel 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.