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U.S. Citizenship  
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[REDACTED]

FILE: [REDACTED] MSC-05-271-13595

Office: NEW YORK

Date: OCT 10 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:

[REDACTED]

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.

Robert P. Wiemaffin, 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 applicant had failed to prove by a preponderance of the evidence that she has resided in the United States for the requisite periods, is admissible to the United States under the provisions of Section 245A of the Immigration and Nationality Act, and is otherwise eligible for adjustment of status under this section. The director found the applicant had not met the burden of proof as to her continuous residency in unlawful status from January 1, 1982 through May 4, 1988. Specifically, affiants contacted by the director provided information that was inconsistent with the information found in their affidavits.

On appeal, the applicant's attorney reiterated that the applicant is eligible for temporary resident status, suggested the director was asking for documentation that was impossible to produce, requested that the decision be reconsidered for humanitarian reasons, and indicated the applicant's documents were submitted in good faith. The applicant attached additional documentation, none of which relates to her residence in the United States during the requisite period. The applicant provided no additional evidence or explanation to overcome the reasons for denial of her 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 relevant evidence. Nor has she 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.