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U.S. Citizenship
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FILE:

MSC-05-356-11649

Office: NATIONAL BENEFITS CENTER

Date: SEP 27 2007

IN RE:

Applicant:

APPLICATION:

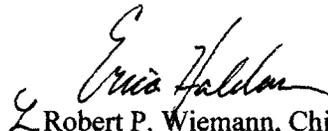
Application for Status as a Temporary Resident pursuant to Section 245A of the
Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a

ON BEHALF OF APPLICANT:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. 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. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The application for temporary resident status was denied by the Director, National Benefits Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because he found the applicant failed to submit credible documents that would constitute a preponderance of evidence as to the applicant's residence in the United States during the statutory period. Specifically, the director indicated the affidavits provided by the applicant lacked proof that the affiants had knowledge of the events and circumstances of the applicant's residency.

On appeal, the applicant stated that he submitted "a lot of evidence" proving his eligibility for temporary resident status, he had no evidence to submit other than the evidence he already submitted, and the director should have reviewed his file with the evidence submitted instead of denying his application only because he did not submit additional evidence. 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.