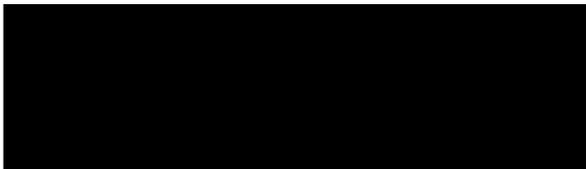




U.S. Citizenship  
and Immigration  
Services

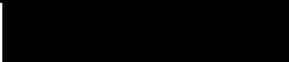
identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy

PUBLIC COPY



LI

FILE:



Office: NATIONAL BENEFITS CENTER

Date:

FEB 06 2008

MSC 06-060-12010

IN RE:

Applicant:



APPLICATION:

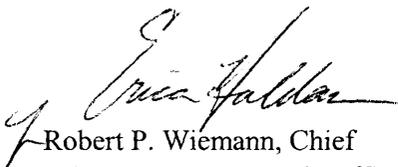
Application for Status as a Temporary Resident pursuant to Section 245A of the  
Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a

ON BEHALF OF APPLICANT:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. 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 or rejected, 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 pursuant to the terms of the settlement agreements reached in *Catholic Social Services, Inc., et al., v. Ridge, et al.*, CIV. NO. S-86-1343-LKK (E.D. Cal) January 23, 2004, and *Felicity Mary Newman, et al., v. United States Immigration and Citizenship Services, et al.*, CIV. NO. 87-4757-WDK (C.D. Cal) February 17, 2004, (CSS/Newman Settlement Agreements) was denied by the District Director, National Benefits Center, and is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The applicant submitted a Form I-687, Application for Status as a Temporary Resident Under Section 245A of the Immigration and Nationality Act (Act), and a Form I-687 Supplement, CSS/Newman Class Membership Worksheet, on November 29, 2005. The director denied the application on June 15, 2006, after determining that the applicant had failed to meet her burden of proof by a preponderance of the evidence that she resided in the United States for the requisite period. In denying the application, the director noted that the evidence submitted by the applicant, which consisted of three affidavits from individuals who did not claim to know the applicant during the requisite period, provided no proof that the applicant entered the United States prior to January 1, 1982 and continuously resided in this country until the date on which she attempted to file a completed Form I-687 during the original legalization application period from May 5, 1987 to May 4, 1988.

On appeal, the applicant states that she is eligible for temporary residence status in that she has been in the United States since 1981, and that her aunt had attempted to file her application for her during her initial entry, but never received a response.

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 director's decision reveals that the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented any evidence to overcome the director's decision. Nor has she specifically addressed the basis for denial. The appeal must therefore be summarily dismissed.

**ORDER:** The appeal is dismissed. This decision constitutes a final notice of ineligibility.