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U.S. Citizenship  
and Immigration  
Services

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[Redacted]

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FILE:

[Redacted]

Office: NEW YORK

Date:

JUN 09 2008

MSC 05 151 11009

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.

*for Michael T. Kelly*  
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, New York. The decision is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The director denied the application because the applicant did not establish that she continuously resided in the United States for the duration of the requisite period.

On appeal, the applicant submits a copy of certified mail receipt with a delivery date of February 23, 2006 showing U.S Citizenship and Immigration Services as the addressee and the applicant as the sender. The applicant asserts her attorney timely responded to the director's Notice of Intent to Deny (NOID) with additional documentation. The record does not contain additional documentation. The applicant requests more time to submit additional documentation. The applicant failed to specifically address the director's analysis of the evidence regarding her continuous residence in the United States for the requisite time period on appeal. The only additional document in the record is the copy of a certified receipt. The AAO is unable to identify the information or documentation, if any, that is associated with the certified mail receipt.

As stated in 8 C.F.R. § 103.3(a)(3)(iv), any appeal that fails to state the reason for appeal, or is patently frivolous, will be summarily dismissed.

A review of the decision reveals that the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented additional evidence associated with this matter. Nor has she specifically addressed the basis for denial. The appeal must therefore be summarily dismissed.

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