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**U.S. Citizenship
and Immigration
Services**

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JUN 12 2008

FILE: MSC-04-294-11026

Office: NEW YORK

Date:

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, 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 evidence submitted with the application was insufficient to establish eligibility for Temporary Resident Status pursuant to the terms of the CSS/Newman settlement agreements. Specifically, the applicant stated in his interview with a Citizenship and Immigration Services (CIS) officer that he came to the United States in October 1981 by flying from Spain to Canada and then crossing the Canadian border in a car. He indicated that he lost the passport that he used to enter Spain and Canada, and that he had never before applied for legalization. The only evidence contained in the record is the applicant's personal statement which does not address any of the grounds of denial, and two handwritten receipts. These receipts appear to be from an insurance broker and are dated July and December 1985. They do not, however, evidence the applicant's continuous residency and they are not amenable to verification. The record does not contain any other evidence of continuous residency during the statutory period.

On appeal, the applicant stated that he would like the Service to reconsider the decision and grant him another chance to meet the requirements. 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.