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U.S. Citizenship
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FILE: [REDACTED]
MSC-05-235-15459

Office: NEW YORK

Date: **SEP 18 2008**

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:



INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. If your appeal was dismissed or rejected, all documents have been returned to the National Benefits Center. 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. If your appeal was sustained or remanded for further action, you will be contacted.

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 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 that the applicant had failed to establish by a preponderance of the evidence that she had resided continuously in the United States throughout the requisite period. Specifically, the director noted that the applicant submitted affidavits notarized by an individual who was convicted of crimes relating to the forging of immigration documents.

On appeal, the applicant provided a written statement that merely restated various immigration regulations and sections of the Immigration and Nationality Act. The applicant failed to identify specifically any erroneous conclusion of law or statement of fact in the director's decision.

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 that the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented additional evidence. Nor has she addressed the grounds stated for denial. The appeal must therefore be summarily dismissed.

It is noted that the applicant submitted a Notice of Entry of Appearance as Attorney or Representative Form G-28 signed by the applicant and [REDACTED] identified himself as the chairman of the Homeward Bound Program for Children and an accredited representative of a charitable organization recognized as such by the Board of Immigration Appeals. The organization is not listed on the Recognized Organizations and Accredited Representatives Roster of the Executive Office for Immigration Review updated as of July 11, 2008. The AAO contacted [REDACTED] on August 19, 2008 and requested that he provide proof of his admission to practice law and certification that he is in good standing or a copy of the Board of Immigration Appeals decision granting his application for accreditation as a representative of a recognized organization within 15 days. [REDACTED] failed to provide the required documentation within the allotted time. Therefore, [REDACTED] representation will not be recognized by the AAO.

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