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U.S. Department of Homeland Security  
Bureau of Citizenship and Immigration Services

ADMINISTRATIVE APPEALS OFFICE  
425 Eye Street N.W.  
BCIS, AAO, 20 Mass, 3/F  
Washington, D.C. 20536

**PUBLIC COPY**



AUG 29 2002

File:

Office: MISSOURI SERVICE CENTER

Date:

IN RE: Applicant:

Application: Application for Status as a Permanent Resident pursuant to Section 1104 of the Legal Immigration Family Equity (LIFE) Act of 2000, Pub. L. 106-553, 114 Stat. 2762 (2000), amended by Life Act Amendments, Pub. L. 106-554, 114 Stat. 2763 (2000).

IN BEHALF OF APPLICANT: Self-represented

identifying data deleted to  
prevent disclosure of information  
pertaining to the privacy

**INSTRUCTIONS:**

Attached is the decision rendered on your appeal. The file has been returned to the Service Center that processed your case. If your appeal was sustained, or if your case was remanded for further action, the Service Center will contact you. 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  
Robert P. Wiemann, Director  
Administrative Appeals Office

**DISCUSSION:** The application for permanent resident status under the Legal Immigration Family Equity (LIFE) Act was denied by the Director, Missouri Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The director concluded the applicant had not established that he had applied for class membership in any of the requisite legalization class-action lawsuits prior to October 1, 2000 and, therefore, denied the application.

On appeal, the applicant fails to address the grounds for denial. The applicant reaffirms his agricultural employment from April 1985 to October 1985. According to the applicant, this indicates his case is genuine and his appeal should be accepted.

An applicant for permanent resident status under section 1104 of the LIFE Act must establish that before October 1, 2000, he or she filed a written claim with the Attorney General for class membership in any of the following legalization class-action lawsuits: *Catholic Social Services, Inc. v. Meese*, vacated sub nom. *Reno v. Catholic Social Services, Inc.*, 509 U.S. 43 (1993), *League of United Latin American Citizens v. INS*, vacated sub nom. *Reno v. Catholic Social Services, Inc.*, 509 U.S. 43 (1993), or *Zambrano v. INS*, vacated sub nom. *Immigration and Naturalization Service v. Zambrano*, 509 U.S. 918 (1993).

In an effort to establish he filed a written claim for class membership, the applicant submitted a Legalization Front-Desk Questionnaire. However, an examination of the questionnaire indicates that it was signed and completed by the applicant on December 2, 2000 which is two months after the October 1, 2000 deadline for applying for class membership in any of the requisite legalization class-action lawsuits. The applicant also submitted copies of documents pertaining to an earlier special agricultural worker application he had filed. However, that application does not relate to the above-mentioned class action lawsuits. Given his failure to document that he filed a written claim for class membership, the applicant is ineligible for permanent residence under section 1104 of the LIFE Act.

In addition, it should be noted that the applicant indicated on his Form I-485 LIFE Application that he last entered the United States on September 29, 1982. Furthermore, on his Biographic Information Form G-325, the applicant indicated that he resided in Bangladesh until September 1982. Pursuant to 8 C.F.R. § 245a.11(b), each applicant must demonstrate that he or she entered the United States prior to January 1, 1982. Therefore, the applicant is unable to meet this requirement as well.



In light of the above, the applicant is not eligible for permanent residence under the LIFE legalization provisions.

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