

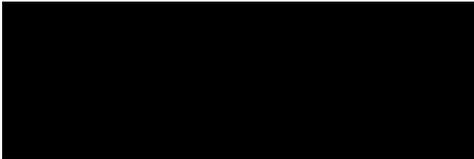
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U.S. Department of Homeland Security
20 Mass. Ave., N.W., Rm. A3042
Washington, DC 20529

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U.S. Citizenship
and Immigration
Services



22

FILE:



Office: Baltimore

Date:

MAR 04 2005

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).

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 the matter 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.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

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, Baltimore, Maryland and submitted to the Administrative Appeals Office (AAO) on appeal. The director's initial decision was withdrawn and the matter was remanded so that the director could address the evidence the applicant had furnished and render a determination as to its credibility. After considering the evidence, the director again denied the application. The matter is now before the AAO on certification. The director's decision to deny the application will be affirmed.

The director decided that the applicant had not established that she had resided in the United States in a continuous unlawful status from before January 1, 1982 through May 4, 1988, as required by section 1104(c)(2)(B) of the LIFE Act. This decision was based on the director's determination that the evidence that the applicant had submitted in the form of letters and affidavits were not verifiable and therefore could not be considered credible.

Specifically, the director noted that although the applicant had submitted a copy of an affidavit from [REDACTED] [REDACTED] no information was provided regarding the manner in which [REDACTED] could be contacted to verify the information provided. Additionally, the director attempted to contact Youn Choung of Youn Laundrymart in Alexandria, Virginia and [REDACTED] Parlor in Alexandria, Virginia to verify the applicant's claimed periods of employment but was advised by the telephone operator that no listing existed for either of the firms.

The petitioner was provided 30 days to submit a brief or written statement to the AAO for consideration. To date, no brief or additional evidence has been received.

ORDER: On certification, the director's denial of the application is affirmed.