

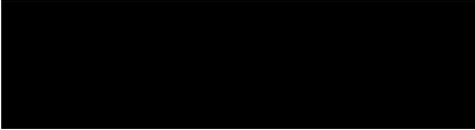
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**U.S. Citizenship  
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FILE: [REDACTED] Office: NATIONAL BENEFITS CENTER Date: **JUN 12 2006**  
MSC 03 251 61825

IN RE: Applicant: [REDACTED]

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. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

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

Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The application for permanent resident status under the Legal Immigration Family Equity (LIFE) Act was denied by the Director, National Benefits 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 she 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 does not address the basis for the denial of her application. She merely submits documents in an attempt to establish her residence in the United States during the requisite period.

An applicant for permanent resident status under 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) (CSS), *League of United Latin American Citizens v. INS, vacated sub nom. Reno v. Catholic Social Services, Inc.*, 509 U.S. 43 (1993) (LULAC), or *Zambrano v. INS, vacated sub nom. Immigration and Naturalization Service v. Zambrano*, 509 U.S. 918 (1993) (Zambrano). See 8 C.F.R. § 245a.10.

The regulations provide an illustrative list of documents that an applicant may submit to establish that he or she filed a written claim for class membership before October 1, 2000. Those regulations also permit the submission of "[a]ny other relevant document(s)." See 8 C.F.R. § 245a.14.

Along with her LIFE application and in response to the Notice of Intent to Deny dated July 3, 2004, the applicant submitted: 1) a Form I-687 application signed by the applicant on June 3, 2003; 2) a photocopy of page one of a Form for Determination of Class Membership; 3) evidence to establish her identity; and 4) evidence to establish her residence in the United States.

The documentation presented to establish the applicant's identity and residence does not establish that the applicant filed a timely written claim to class membership prior to October 1, 2000.

The Form I-687 application bears a "live" signature in ink. Thus, this is an original document, rather than a photocopy of what the applicant is apparently claiming she had submitted in the past. If the applicant had actually submitted the application prior to October 1, 2000, it would be in the possession of Citizenship and Immigration Services (CIS), and the applicant would only have a photocopy to now furnish in this LIFE proceeding. An examination of CIS records fails to disclose any evidence of this applicant having previously filed either form. In fact, no CIS A-file was ever created in the name of the applicant until she filed this LIFE application on June 8, 2003.

Given her failure to establish having filed a timely written claim for class membership, the applicant is ineligible for permanent residence under section 1104 of the LIFE Act.

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

