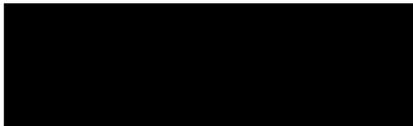




U.S. Citizenship
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FILE:



Office: Los Angeles

Date: APR 05 2007

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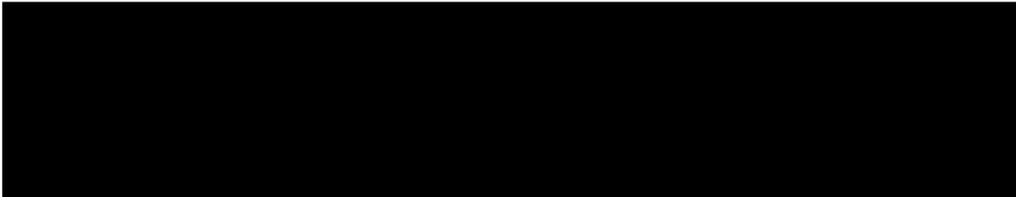
IN RE:

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:



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 permanent resident status under the Legal Immigration Family Equity (LIFE) Act was denied by the District Director, Los Angeles, California, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The district director denied the application because the applicant had failed to establish residence in the United States in an unlawful status from January 1, 1982 through May 4, 1988.

On appeal, counsel submits an appeal Form I-290A.

The regulation at 8 C.F.R. § 245a.20(a)(2) provides, in pertinent part, “[a]n applicant affected under this part by an adverse decision is entitled to file an appeal on Form I-290B, Notice of Appeal to the Administrative Appeals Office (AAO) with required fee specified in § 103.7(b)(1) of this chapter.”

The record shows that the district director issued the notice of denial to both the applicant and counsel on January 27, 2005. In this notice, the district director specifically informed both parties that an appeal to the adverse decision must be submitted on the appeal Form I-290B. However, the record shows that counsel submitted an appeal Form I-290A, rather than the required appeal Form I-290B. Therefore, the appeal has not been properly filed, and must be rejected.

ORDER: The appeal is rejected.