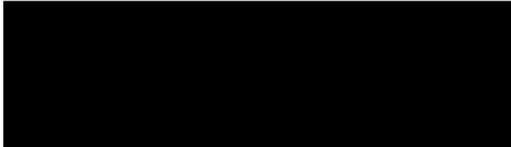


**identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy**



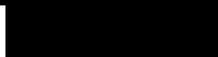
**U.S. Citizenship  
and Immigration  
Services**

**PUBLIC COPY**



L2

FILE:



Office: SAN FRANCISCO

Date:

OCT 05 2007

MSC 02 050 60791

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 National Benefits Center. 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.

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, San Francisco, 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 failed to demonstrate continuous unlawful residence in the United States from before January 1, 1982 through May 4, 1988.

On appeal, the applicant asserts that he submitted sufficient evidence in the form of credible affidavits to grant legalization under the provisions of LIFE legalization.

An affected party filing from within the United States has 30 days from the date of an adverse decision to file an appeal. An appeal received after the 30-day period has tolled will not be accepted. The 30-day period for submitting an appeal begins 3 days after the Notice of Decision is mailed. 8 C.F.R. § 245a.20(b)(1)

The record reflects that the director sent the decision of September 7, 2005, to the applicant at the address of record. Citizenship and Immigration Services (CIS) received the appeal 68 days later on November 14, 2005. Therefore, the appeal was untimely filed.

**ORDER:** The appeal is rejected as untimely filed.