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U.S. Citizenship
and Immigration
Services

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FILE:



MSC 02 235 60324

Office: DALLAS

Date:

OCT 09 2007

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. All documents have 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.


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, Dallas, Texas, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The director denied the application because the applicant failed to establish that he satisfied the "basic citizenship skills" required under section 1104(c)(2)(E) of the LIFE Act.

On appeal, the applicant states that he believes there was an error in his exam results, and requests additional time after receiving a response to his Freedom of Information Act (FOIA) request, in which to submit a brief and/or additional evidence.

According to Citizenship and Immigration Service records, a response to the applicant's FOIA request was mailed to him on March 18, 2004. However, as of the date of this decision, more than 45 months after the appeal was filed, the AAO has received no further documentation. Therefore, the record will be considered complete as presently constituted.

The regulation at 8 C.F.R. § 103.3(a)(1)(v) states, in pertinent part:

An officer to whom an appeal is taken shall summarily dismiss any appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal.

The applicant has failed to identify specifically any erroneous conclusion of law or a statement of fact in this proceeding; therefore, the appeal must be summarily dismissed.

The record reflects that on June 8, 2002, the applicant was arrested by the Canton, Texas Sheriff's Office and charged with driving under the influence. The record does not reflect a final disposition of this offense.

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