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FILE: [REDACTED]
MSC-01-310-60518

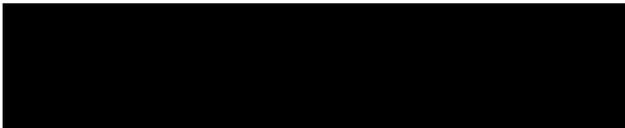
Office: HOUSTON, TX

Date: **SEP 13 2007**

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:



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.

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, Houston, TX, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

In his Notice of Intent to Deny (NOID), the director stated that the applicant did not demonstrate that she possessed a minimal understanding of ordinary English or knowledge and understanding of the history and government of the United States and therefore did not meet the requirements of 8 C.F.R. § 245a.17 which specifies that applicants must possess knowledge and understanding in both of these areas in order to adjust status unless an exception under 8 C.F.R. § 245a.17(c) applies. The director noted that the applicant was given two opportunities to demonstrate this understanding and knowledge and failed to do so on both occasions. It is noted that exceptions as defined under 8 C.F.R. § 245a.17(c) do not apply to this applicant, as she is not over sixty-five (65) years of age and she has not indicated that he is developmentally disabled as defined under 8 C.F.R. § 245a.1(v). Pursuant to 8 C.F.R. § 245a.20(a)(2) the director afforded thirty (30) days from the date of his NOID to submit evidence in support of her application. In his decision, the director noted that the additional evidence submitted by the applicant failed to overcome his reasons for denial. Therefore, the director denied the application.

On appeal the applicant submits a Form I-290B on which she states that she would like a new opportunity to prove that she is eligible to adjust status. On this Form I-290B the applicant notes that she is not submitting a separate brief or evidence.

As stated in 8 C.F.R. § 103.3(a)(3)(iv), any appeal which is filed that fails to state the reason for appeal, or is patently frivolous, will be summarily dismissed.

A review of the decision reveals the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented additional evidence. Nor has she addressed the grounds stated for denial. The appeal must therefore be summarily dismissed.

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