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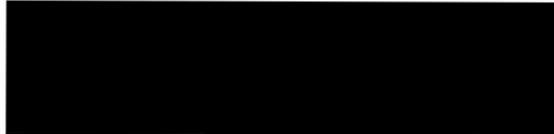
U.S. Department of Homeland Security
20 Mass. Ave., N.W., Rm. 3000
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U.S. Citizenship
and Immigration
Services

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FILE: [REDACTED]
MSC-02-252-60700

Office: NEW YORK

Date: **AUG 22 2008**

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. If your appeal was dismissed or rejected, all documents have been returned to the National Benefits Center. 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. If your appeal was sustained or remanded for further action, you will be contacted.

A handwritten signature in black ink that reads "Robert P. 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 District Director, New York, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because the evidence submitted failed to overcome the reasons for denial as expressed in the Notice of Intent to Deny. Specifically, the applicant failed to provide information or documentation relating to his initial entry into Mexico from Pakistan prior to entering the United States, and he failed to explain the inconsistency between his own statements and the statements of an affiant regarding the applicant's date of entry into the United States.

On appeal, counsel for the applicant stated that the applicant entered the United States without inspection in February 1981. He asked what proof could be furnished from an applicant who enters without inspection. He stated that the applicant came across the border from Mexico to the United States with the help of agents, so he cannot provide documents; that the applicant provided an affidavit confirming the affiant's date of first meeting the applicant and another affidavit confirming that the applicant has resided in the United States since 1981; that an applicant is not supposed to inform each friend about his plans and this demand is not regular or proper; and that the evidence submitted directly proves that the applicant came to the United States in 1981 and still resides there. The applicant failed to provide any additional documentation, or any explanation of his manner of entry into Mexico and the inconsistency between his statements and the statements of his affiant.

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 that the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented additional evidence. Nor has he addressed all 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.