U.S. Department of Homeland Security
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U.S. Citizenship and Immigration Services

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[redacted]

FILE: [redacted] Office: NEW YORK Date: DEC 31 2008

MSC 02 194 62087

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:

SELF-REPRESENTED

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.

John F. Grissom, Acting Chief
Administrative Appeals Office

DISCUSSION: On October 29, 2007, the District Director, New York, denied the application for permanent resident status under the Legal Immigration Family Equity (LIFE) Act. The decision is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The director denied the application, finding that the applicant had not established by a preponderance of the evidence that he had continuously resided in the United States in an unlawful status for the duration of the requisite period. The director noted that the letter submitted by a travel agency to verify the applicant's departure from the United States supplied a month and year of his departure, but not a specific date. The director asserted that the only documentation submitted to support the applicant's claim of residency was affidavits that did not appear credible or amenable to verification.

The Form I-290B, Notice of Appeal to the AAO, was filed on November 8, 2007. In Part 3 of the form, basis for the appeal or motion, the applicant stated the following:

> I am entitle to get the LIFE Act. I already provided the documents. As per requirement I have submit documents and qualify for CSS. That's why I am filing an appeal. Please accept my appeal.

Attached to the Form I-290B, the applicant submitted the following statement, nearly identical to the statement he wrote on the form:

> I would like to inform you that I am qualify the Legal Immigration Family Equity (LIFE). As per the requirement I already provided the documents. If any more documents needed I can provided more documents for the file. Now I am filing appeal to accept my file.

The applicant did not allege any legal or factual error in the director's decision and did not submit additional documents.

Any appeal that fails to state the reason for appeal will be summarily dismissed. 8 C.F.R. § 103.3(a)(3)(iv). 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 or brief and has not addressed the basis for denial. The appeal must therefore be summarily dismissed.

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