



U.S. Citizenship
and Immigration
Services

PUBLIC COPY

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

L2

[REDACTED]

FILE: [REDACTED] Office: NEW YORK Date: JUL 15 2008
MSC 02-198-60344

IN RE: Applicant: [REDACTED]

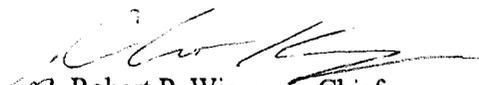
APPLICATION: Application for Status as a Permanent Resident pursuant to Section 1104 of the Legal Immigration Family Equity (LIFE) Act of 2000, Pub. L. 106-553, 114 Stat. 2762 (2000), *amended by* LIFE Act Amendments, Pub. L. 106-554, 114 Stat. 2763 (2000).

ON BEHALF OF APPLICANT:

[REDACTED]

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.


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. The decision is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant submitted a Form I-485, Application to Register Permanent Resident or Adjust Status, on April 16, 2002. On December 6, 2007, the director denied the application after determining that the applicant had failed to establish that she had satisfied the residence requirement under section 1104(c)(2)(B) of the LIFE Act. The director noted that the affidavits submitted by the applicant were neither credible nor amenable to verification. The director further noted that some of the affidavits submitted by the applicant contained contradictory information. The director also noted the contradictions with respect to the applicant's claimed entry and absences from the United States. The director determined that the applicant had failed to submit credible documents which would constitute a preponderance of the evidence regarding her claimed residence in the United States.

On the applicant's Form I-290B, Notice of Appeal to the AAO, filed on December 26, 2007, counsel asserts that the documentation submitted along with the applicant's testimony given during her immigration interview is sufficient to establish the applicant's eligibility for the benefit sought. Counsel did not allege any legal or factual error sufficient to overcome the director's denial. There has been no evidence submitted on appeal.

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 director's 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 to overcome the director's decision. Nor has she specifically addressed the basis for the director's denial. The appeal must therefore be summarily dismissed.

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