

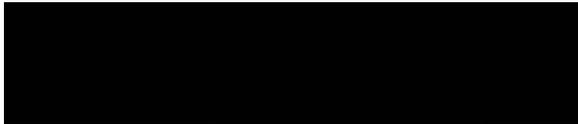
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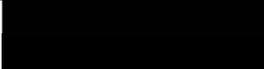
**U.S. Citizenship  
and Immigration  
Services**

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FILE:



Office: LOS ANGELES

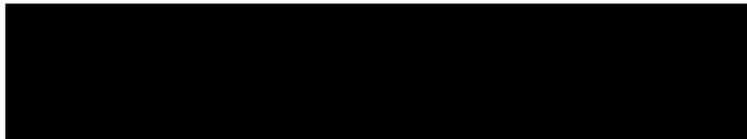
Date:

**MAY 05 2008**

MSC 02 261 60262

IN RE:

Applicant:



PETITION: 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 PETITIONER: 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.

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

An applicant for permanent resident status under section 1104 of the LIFE Act has the burden to establish by a preponderance of the evidence that he or she has resided in the United States for the requisite periods, is admissible to the United States and is otherwise eligible for adjustment of status under this section. The inference to be drawn from the documentation provided shall depend on the extent of the documentation, its credibility and amenability to verification. 8 C.F.R. § 245a.12(e).

The applicant submitted insufficient evidence to credibly document his continuous residence in an unlawful status and his continuous presence in the United States during the relevant period. Specifically, the district director found that the evidence submitted in support of the application was insufficient to establish that he had entered the United States prior to January 1, 1982 and continuously resided in the United States in an unlawful status through May 4, 1988. In addition, the director concluded that he had failed to document his continuous physical presence in the United States from November 6, 1986 to May 4, 1988. Finally, the director noted that the application contained fraudulent documentation which cast doubt on the credibility of the application.

Consequently, the district director issued a Notice of Intent to Deny (NOID) the application on February 27, 2006, and afforded the applicant 30 days in which to submit credible evidence to show that he had continuously resided and maintained continuous physical presence in the United States during the requisite periods. The applicant submitted a self-serving statement dated March 22, 2006, which essentially claimed that he was a good person and urges reconsideration. The director found that the applicant had failed to overcome the basis for the denial, and a formal denial was issued on March 23, 2006.

On appeal, the applicant submits Form I-290B on which he quotes, in part, section 245a.10. He also indicates that he needs “more” time to send a brief or additional evidence. Finally, it is noted that the applicant re-submits the same statement he submitted in response to the NOID along with a statement from the Municipal Court of California which verifies that the applicant has no misdemeanor or felony convictions.

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. The applicant’s general statement on the Form I-290B and in the attached statement, without specifically identifying any errors on the part of the director, is simply insufficient to overcome the well-founded and logical conclusions the director reached based on the evidence submitted by the applicant. Although the applicant requested “more” time to submit a brief or additional evidence, as of the date of this decision, no further documentation has been submitted.

The applicant has failed to address the reasons stated for denial and has not provided any additional evidence on appeal. The appeal must therefore be summarily dismissed.

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