



U.S. Citizenship
and Immigration
Services

identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy

PUBLIC COPY

62

[REDACTED]

FILE: [REDACTED]
MSC-01-282-60359

Office: NEW YORK (GARDEN CITY)

Date: **SEP 15 200**

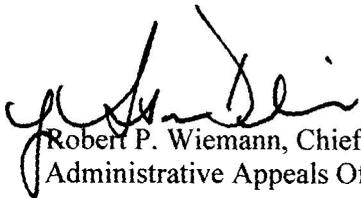
IN RE: Applicant: [REDACTED]

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

The director denied the application because the applicant failed to submit additional evidence in response to the Notice of Intent to Deny (NOID). The director found that the applicant had failed to establish by a preponderance of the evidence that he resided in the United States throughout the statutory period. In the NOID, the director identified several inconsistencies between the applicant's statements and the documents he submitted, in relation to his absences from the United States during the requisite period. The applicant failed to address the director's concerns in response to the NOID or on appeal.

On appeal, the applicant stated that it is difficult to obtain evidence of his residence, because he has been living in the United States without a Social Security number or proper identification. The applicant questioned the director's assessment of one of his affidavits. The applicant stated that he has provided "all the facts" about his presence in the United States since 1981 and has never willfully or knowingly misled or submitted false documents to the United States government.

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 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.