

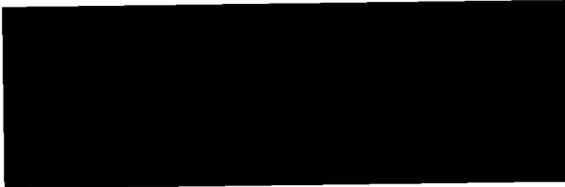
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U.S. Department of Homeland Security
U. S. Citizenship and Immigration Services
Office of Administrative Appeals, MS 2090
Washington, DC 20529-2090



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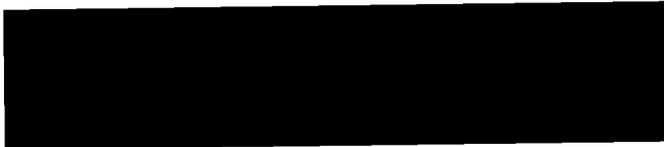
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IN RE: Applicant: [Redacted]

Application: Application to Register Permanent Residence or Adjust Status (Form I-485) Pursuant to
Section 209 of the Immigration and Nationality Act, 8 U.S.C. § 1159

ON BEHALF OF APPLICANT:



INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to
the office that originally decided your case. Any further inquiry must be made to that office.

Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The application was denied by the District Director, Miami, Florida, and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The record reflects that the applicant is a native and citizen of Honduras. On November 4, 2008, the director denied the applicant's Form I-485, Application to Register Permanent Resident or Adjust Status that was filed pursuant to section 209 of the Immigration and Nationality Act (the Act). The record reflects that the applicant was granted asylum status as a derivative on his mother's asylum application. The applicant submitted an appeal from the director's denial of the I-485 application.

The regulation at 8 C.F.R. § 209.2(f) states, in pertinent part:

Decision. [N]o appeal shall lie from the denial of an application by the director but such denial will be without prejudice to the alien's right to renew the application in proceedings under part 240 of this chapter.

As the AAO does not have appellate jurisdiction over an appeal from the denial of an application for adjustment of status pursuant to section 209 of the Act, the appeal must be rejected.

ORDER: The appeal is rejected.