

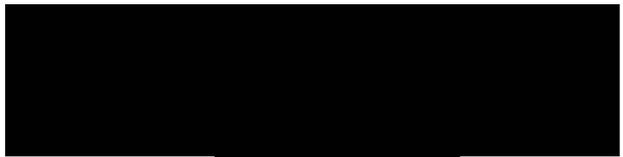


U.S. Citizenship
and Immigration
Services

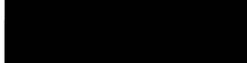
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invasion of personal privacy**

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FILE:



Office: NEW YORK

Date: **MAY 09 2008**

MSC-05-306-14353

IN RE:

Applicant:



APPLICATION: Application for Status as a Temporary Resident pursuant to Section 245A of the Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a

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 office that originally decided your case. If your appeal was sustained, or if your case 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 temporary resident status was denied by the Director, New York District Office, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because she found the evidence submitted with the application was insufficient to establish eligibility for Temporary Resident Status pursuant to the terms of the CSS/Newman settlement agreements. Specifically, the applicant provided no evidence of residence in the United States prior to 1998. In support of her application, she submitted two affidavits. Both affiants stated that they had known the applicant since 1998-1999.

On appeal, the applicant stated that the Service should take into account the passage of time and that it is very difficult for her to provide documentary evidence of unlawful residency but that she first entered the United States prior to 1982 and continuously resided in the United States during the requisite period. The applicant provided no evidence of either her initial entrance to the United States prior to January 1, 1986 or her continuous residence in the United States for the duration of the statutory period. On appeal, the applicant provided no additional evidence or explanation to overcome the reasons for denial of her application.

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 the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented additional evidence. Nor has she 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.