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U.S. Department of Homeland Security  
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MAIL STOP 2090



U.S. Citizenship  
and Immigration  
Services

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FILE:

XFR 89 036 02108

Office: CALIFORNIA SERVICE CENTER

Date: FEB 27 2009

IN RE:

Applicant:

APPLICATION:

Application for Status as a Temporary Resident pursuant to Section 210 of the  
Immigration and Nationality Act, as amended, 8 U.S.C. § 1160

ON BEHALF OF APPLICANT:

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the National Benefits Center. 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.

  
John Grissom, Acting Chief  
Administrative Appeals Office

**DISCUSSION:** The application for temporary resident status as a special agricultural worker was denied by the Director, California Service Center, and later came before the (AAO) on appeal. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application based on the applicant's failure to respond to a previously issued notice of intent to deny, which informed the applicant of the basis for the intended denial.

On appeal, counsel for the applicant requests additional time in which to submit a brief and/or additional information. It is noted that the appeal was filed with U.S. Citizenship and Immigration Services on October 29, 2007. To date, however, the record has not been supplemented with further information addressing the ground for denial.

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 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.