



U.S. Citizenship
and Immigration
Services

**identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy**

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FILE:

MSC-04-335-10919

Office: NEW YORK

Date:

OCT 19 2009

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. If your appeal was dismissed or rejected, 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 or rejected, 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.

Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The application for temporary resident status pursuant to the terms of the settlement agreements reached in *Catholic Social Services, Inc., et al., v. Ridge, et al.*, CIV. NO. S-86-1343-LKK (E.D. Cal) January 23, 2004, and *Felicity Mary Newman, et al., v. United States Immigration and Citizenship Services, et al.*, CIV. NO. 87-4757-WDK (C.D. Cal) February 17, 2004 (CSS/Newman Settlement Agreements), was denied by the Director, New York, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application, finding that the applicant had failed to provide credible testimony and submit sufficient credible evidence to establish his eligibility for temporary resident status. Further, the director indicated that the record contained indicators that [REDACTED] had prepared and filed the current application on behalf of the applicant. [REDACTED] according to the director, pled guilty to committing visa fraud in the Southern District of New York and had been sentenced.

On appeal, the applicant requests that the AAO reconsider the director's decision. He provides no new additional evidence for the AAO to reconsider.

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 offered any additional evidence relevant to the grounds for denial or the stated reason for appeal.

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. Accordingly, the appeal is summarily dismissed.

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