



U.S. Citizenship
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FILE: 
MSC 05 130 10973

Office: LOS ANGELES

Date: **JAN 29 2010**

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. All documents have been returned to the office that originally decided your case. If your appeal was sustained, or if the matter 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.

Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The termination of temporary resident status by the Director, Los Angeles, California, is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The status of an alien lawfully admitted for temporary residence may be terminated at any time if it determined that the alien was ineligible for temporary residence under section 245A of the Act. 8 C.F.R. § 245a.2(u)(1)(i).

The director terminated the applicant's temporary resident status because of inconsistencies between his applications, documents and testimony, which impacted the credibility of his claim to have resided in the United States during the requisite period.

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 the termination of temporary residence. On appeal, the applicant has not addressed the grounds stated for the termination, nor has he presented additional evidence relevant to the grounds for the termination. The appeal must therefore be summarily dismissed.

It is noted that the applicant submits an Appeal to Special Master of Denial of Class Membership form. The applicant's claim, however, has no merit as the director treated the applicant as a class member in adjudicating the Form I-687 application on the basis of whether the applicant had established continuous residence in the United States for the requisite period.

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