



U.S. Citizenship
and Immigration
Services

identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy

PUBLIC COPY

LL

[REDACTED]

FILE:

[REDACTED]

Office: NEW YORK

Date:

AUG 13 2008

MSC 03-038-60797

IN RE:

Applicant:

[REDACTED]

APPLICATION:

Application for Status as a Permanent Resident pursuant to Section 1104 of the Legal Immigration Family Equity (LIFE) Act of 2000, Pub. L. 106-553, 114 Stat. 2762 (2000), amended by LIFE Act Amendments, Pub. L. 106-554, 114 Stat. 2763 (2000).

ON BEHALF OF APPLICANT:

[REDACTED]

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. 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. If your appeal was sustained or remanded for further action, you will be contacted.

for Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The application for permanent resident status under the Legal Immigration Family Equity (LIFE) Act was denied by the District Director, New York. The decision is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant submitted a Form I-485, Application to Register Permanent Resident or Adjust Status, on November 7, 2002. On September 3, 2007, the director denied the application after determining that the applicant had failed to establish that she had satisfied the residence requirement under section 1104(c)(2)(B) of the LIFE Act.

On the applicant's Form I-290B, Notice of Appeal to the AAO, filed on October 3, 2007, counsel asserts that the applicant has submitted sufficient evidence to overcome the director's grounds for denial that were noted in the NOID. Counsel further asserts that the applicant has submitted all the evidence she has and that this evidence is enough to overcome an adverse decision. Counsel requests that the applicant's case be considered in good faith and for humanitarian reasons. The applicant resubmits the evidence she provided in response to the NOID, on appeal. The applicant has not identified specifically any erroneous conclusion of law or statement of fact, as required by 8 C.F.R. § 103.3(a)(1)(v).

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 director's decision reveals that the director accurately set forth a legitimate basis for denial of the application. On appeal, the applicant has not presented any evidence and she has not overcome the basis for the denial. The appeal must therefore be summarily dismissed.

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