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U.S. Citizenship
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FILE: [REDACTED]
XEM 88 137 7045

Office: LOS ANGELES

Date: AUG 02 2007

IN RE: Applicant: [REDACTED]

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: 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 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 as a special agricultural worker was denied by the Director, Western Service Center. The case was subsequently remanded by the Chief, Legalization Appeals Unit, now the Administrative Appeals Office (AAO). The District Director, Los Angeles, California, denied the application again and the matter is now before the AAO on appeal. The appeal will be summarily dismissed.

The district director denied the application because the applicant failed to establish the performance of at least 90 man-days of qualifying agricultural employment during the eligibility period. This decision was based on adverse information regarding the applicant's claim of employment for [REDACTED] in Salinas, California.

On appeal, the applicant states that he never received the notice of intent to deny his application. He submits a criminal history letter from the Department of Justice, State of California. However, he does not submit a brief or any additional evidence to overcome the adverse information regarding his claim of qualifying employment for [REDACTED] in Salinas, California.

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.