



U.S. Citizenship
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Services

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[REDACTED]

FILE: [REDACTED]
MSC-06-081-12101

Office: DETROIT, MI

Date: OCT 30 2007

IN RE: Applicant: [REDACTED]

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. The file has 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 denied by the Director, Detroit, Michigan District Office, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The director denied the application because she found the evidence submitted with the application was insufficient to establish eligibility for Temporary Resident Status pursuant to the terms of the CSS/Newman Settlement Agreements. Specifically, in his Notice of Intent to Deny (NOID), the director of the National Benefits Center stated that the applicant failed to submit evidence apart from her own testimony proving that she maintained continuous residence in the United States during the requisite period, was continuously physically present in the United States from November 6, 1986 and then for the duration of the requisite period or that she was admissible as an immigrant. The director granted the applicant thirty (30) days within which to submit additional evidence in support of her application. In her decision, the director of the Detroit District office stated that in response to the Service's NOID the applicant failed to provide sufficient evidence to prove by a preponderance of the evidence that she resided in the United States for the requisite period, is admissible to the United States and is otherwise eligible for adjustment of status to that of a Temporary Resident as the regulation at 8 C.F.R. § 245a.2(d)(5) requires applicants to do. Therefore, the director found the applicant had not overcome the Service's reasons for denial as stated in the NOID and denied the application.

On appeal, the applicant states that she is the mother of three (3) children. She states that she needs to continue to work in the United States to support her children as their father is sixty-seven (67) years old and does not live in the United States and therefore cannot provide for them financially. She further submits a letter that reiterates that the applicant's children are dependent on her for financial support. The applicant provided no additional evidence or explanation to overcome the reasons for denial of her application.

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 she 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.