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**U.S. Citizenship
and Immigration
Services**

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FILE: [REDACTED]
MSC-05-195-17826

Office: DETROIT

Date: **SEP 06 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 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 applicant had failed to produce any evidence of unlawful presence in the United States prior to January 1, 1982. Specifically, a sworn statement from the applicant, together with an affidavit he provided, indicated that the applicant entered the United States in November 1981 with his father who had a visa. The applicant's entry with a visa in November 1981 would preclude him from having been unlawfully in the United States prior to January 1, 1982.

On appeal, the applicant stated that his reason for appealing was to claim his eligibility for temporary resident status. The applicant also stated that he filed an application correctly, paid all fees, and supported it with proof and affidavits. Lastly, the applicant stated that he submitted additional proof and affidavits when requested to do so after the interview with the immigration officer.

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. Specifically, the applicant provided no additional evidence or explanation regarding his earlier sworn statement indicating he entered the United States in lawful immigration status that would not have expired until after January 1, 1982. The appeal must therefore be summarily dismissed.

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