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U.S. Citizenship  
and Immigration  
Services

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FILE: [REDACTED] Office: NEW YORK  
MSC 05 159 11594

Date: **JAN 30 2009**

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. 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.

John F. Grissom, Acting Chief  
Administrative Appeals Office

**DISCUSSION:** The application for temporary resident status pursuant to the terms of the settlement agreements reached in *Catholic Social Services, Inc., et al., v. Ridge, et al.*, CIV. NO. S-86-1343-LKK (E.D. Cal) January 23, 2004, and *Felicity Mary Newman, et al., v. United States Immigration and Citizenship Services, et al.*, CIV. NO. 87-4757-WDK (C.D. Cal) February 17, 2004 (CSS/Newman Settlement Agreements), was denied by the director, New York. The decision is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The director interviewed the applicant and reviewed the documentation submitted by him and determined that he had not established that he continuously resided in the United States for the duration of the requisite period.

The body of the applicant's Form I-694, Notice of Appeal of Decision Under Section 210 or 245A reads, in its entirety:

The Service Officer's unfavorable decision was unfair because I believe I had given a credible testimony of my presence in the United States from 1981 through 1988. I also submitted credible evidence in support of my Application for Status as a Temporary Resident. I believe that based on the evidence that I provided at my interview, I had met my burden of proving my eligibility for temporary residence in the United States.

Based on the foregoing, I hereby appeal to the AAU to reverse the Service Officer's unfavorable decision and grant my Application for Status as a Temporary Resident.

The applicant failed to specifically address the director's analysis of the evidence and did not furnish any additional evidence. Outside of other person's recollections and his own assertions, the applicant submitted nothing to link him with residence in this country during the required period.

As stated in 8 C.F.R. § 103.3(a)(3)(iv), any appeal that fails to state the reason for appeal, or is patently frivolous, will be summarily dismissed.

A review of the decision reveals that the director accurately set forth a legitimate basis for the denial of the application. On appeal, the applicant has not presented additional evidence or specifically addressed the basis for denial. The appeal must therefore be summarily dismissed.

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