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U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Office of Administrative Appeals MS 2090
Washington, DC 20529 - 2090



U.S. Citizenship
and Immigration
Services

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[REDACTED]

FILE: [REDACTED] HOUSTON Date:

IN RE: Applicant: [REDACTED] AUG 18 2010

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.

A handwritten signature in black ink, appearing to read "Perry Rhew".

Perry Rhew
Chief, Administrative Appeals Office

DISCUSSION: The director of the Houston office terminated the temporary resident status of the applicant, pursuant to the terms of the CSS/Newman Settlement Agreements, finding the applicant to be ineligible for temporary resident status based on both a lack of documentation and inconsistent documentation in the record of proceedings. The appeal is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

On appeal, the applicant asserts that director's decision is incorrect.¹ In addition, the applicant alleges that he did not receive the director's decision. The applicant has not submitted any additional evidence on appeal.

The record reflects that the decision was mailed to the applicant at his address of record by certified mail, return receipt requested. The decision was returned as unclaimed by the applicant. The AAO finds that the director issued the decision as required, and declines to reissue the decision.

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 termination of the applicant's temporary resident status. On appeal, the applicant has not addressed the grounds stated for termination, nor has he presented additional evidence relevant to the grounds for termination or the stated reason for appeal. The appeal must therefore be summarily dismissed.

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

¹ The AAO notes that the applicant erroneously filed a Form I-290B, Notice of Appeal, instead of filing a Form I-694, Notice of Appeal, as instructed by the director. ¹ The AAO accepts the applicant's appeal on Form I-290B.