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U.S. Department of Homeland Security  
U.S. Citizenship and Immigration Services  
Office of Administrative Appeals MS2090  
Washington, DC 20529-2090



U.S. Citizenship  
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FILE: [REDACTED]  
SRC 01 117 51380

Office: Lee's Summit, Missouri

Date: **MAR 31 2010**

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:



**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.

Perry Rhew  
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 terminated by the Director, Lee's Summit, Missouri, and is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The director terminated the applicant's temporary resident status because the applicant failed to establish continuous unlawful residence in the United States during the requisite period.

On appeal, the applicant did not address the basis for the termination of his temporary resident status or provide any evidence to overcome the director's findings. The applicant put forth a Freedom of Information Act (FOIA) request, and requested 30 days in which to submit a brief and/or additional evidence after the receipt of his FOIA request. The FOIA request was processed on August 7, 2009; however, seven months later, no additional correspondence has been presented by the applicant or counsel.

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 the termination, nor has he presented additional evidence relevant to the grounds for termination. The appeal must therefore be summarily dismissed.

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