

U.S. Department of Homeland Security  
U.S. Citizenship and Immigration Services  
Administrative Appeals Office (AAO)  
20 Massachusetts Ave., N.W. MS 2090  
Washington, DC 20529-2090  
**U.S. Citizenship  
and Immigration  
Services**



[REDACTED]

L<sub>1</sub>

Date: DEC 08 2012 Office: HOUSTON

FILE: [REDACTED]

IN RE: Applicant: [REDACTED]

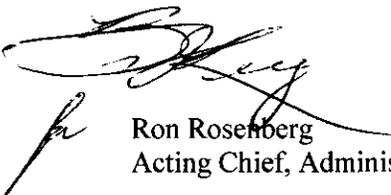
APPLICATION: Application for Status as a Temporary Resident pursuant to Section 245A of the Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a

ON BEHALF OF APPLICANT:

[REDACTED]

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have 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.

  
Ron Rosenberg  
Acting Chief, Administrative Appeals Office

**DISCUSSION:** The termination of the applicant's temporary resident status by the Director of the Houston Field Office is before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The applicant was granted temporary resident status on November 2, 2005 under section 245A of the Immigration and Nationality Act (Act), as amended, 8 U.S.C. § 1255a. However, pursuant to 8 C.F.R. 245a.2(b)(1) states in pertinent part, "the temporary resident status may be terminated upon the occurrence of any of the following: (i) it is determined that the alien was ineligible for temporary residence under section 245A of this Act[.]"

On January 11, 2012, the director issued a Notice of Intent to Terminate (NOIT) the applicant's temporary resident status. The NOIT indicated that the information regarding residence and employment provided by the applicant was incomplete and inconsistent. Furthermore, the director noted that the applicant had been removed pursuant to a removal order on February 27, 2000, yet she indicated on her Form I-687 that her last entry into the United States was in 1987.<sup>1</sup>

On appeal, counsel asserts that the director erred in evaluating the evidence and that he would submit a brief within 30 days of receipt of a copy of the record of proceedings. The request was processed on September 4, 2012 [REDACTED] Nothing more has been submitted for the record.

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 status as a temporary resident. On appeal, the applicant has not presented additional evidence nor has she addressed the grounds stated for termination. It is not enough to assert that the director erred. The appeal must therefore be summarily dismissed.

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

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<sup>1</sup> The record indicates that the applicant was charged on October 25, 1994, of a violation of the Federal Controlled Substance Act, which was dismissed. On February 27, 2000, she was charged with fraud and misuse of visas, permits and other documents and an attempted illegal entry into the United States. She was ordered removed.