



U.S. Citizenship
and Immigration
Services

[REDACTED]

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Date: **OCT 24 2012** Office: TEXAS SERVICE CENTER FILE: [REDACTED]

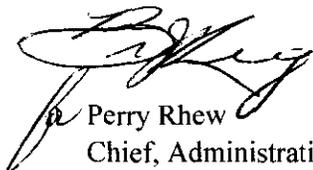
IN RE: Applicant: [REDACTED]

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. 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 applicant made a claim to class membership in a legalization class-action lawsuit and as such, was permitted to file two separate Form I-687's, Application for Temporary Resident Status Pursuant to Section 245A of the Immigration and Nationality Act (Act).

The applicant's application for temporary resident status filed 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 on July 1, 2010. The director reopened the matter and approved the application on September 8, 2005. The director subsequently terminated the applicant's temporary resident status and the AAO dismissed the applicant's appeal.

The director of the Texas Service Center denied the instant application, and the matter is now before the Administrative Appeals Office (AAO) on appeal.¹ The appeal will be dismissed as moot. This application was made solely to make a claim for class membership. The applicant was treated as a class member. The director denied the instant application in error. Normally, the director merely administratively closes such applications once adjudicating the Form I-687 on the merits.

Therefore, the instant appeal is moot and shall be rejected.

ORDER: The appeal is rejected.

¹ On appeal, the applicant requested a copy of the record of proceedings. The request was processed on July 23, 2012.