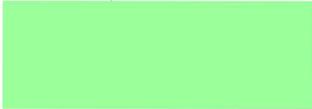
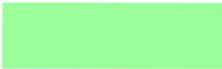


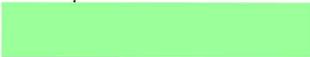


**U.S. Citizenship
and Immigration
Services**

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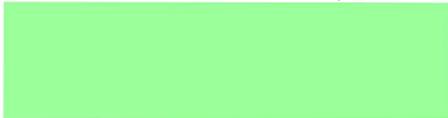


Date: **FEB 04 2013** Office: NATIONAL BENEFITS CENTER FILE: 

IN RE: Applicant: 

APPLICATION: Application to Adjust Status from Temporary to Permanent Resident Status 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.



Ron Rosenberg
Acting Chief, Administrative Appeals Office

DISCUSSION: The application to adjust to permanent resident status pursuant to Section 245A of the Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a, was denied by the director of the National Benefits Center and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be sustained.

The director denied the application, finding that the applicant's temporary resident status had been terminated; therefore, he was not eligible for adjustment from temporary to permanent resident status.

The Houston field office director did terminate the applicant's temporary resident status, but on appeal to the AAO, his status was restored.

The appeal will be sustained. The director shall continue the adjudication of the application for permanent resident status. If the director denied the application, he shall certify his decision to the AAO.

ORDER: The appeal is sustained. If the director issues an adverse decision, he shall certify the decision to the AAO and not require the payment of an additional filing fee.