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

(b)(6)

Date: JAN 1 6 2013 Office: SAN FRANCISCO FILE:

IN RE: Applicant:

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.

for Ron Rosenberg
Acting 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 denied by the Director of the San Francisco office. The applicant subsequently appealed the director's decision to the Administrative Appeals Office (AAO). The AAO dismissed the appeal. The matter is now before the AAO on motion. The motion will be rejected.

While the AAO may *sua sponte* reopen on its own motion a matter previously adjudicated, the record reveals no error in the adjudication of either the application for temporary residence or the appeal that would warrant reopening.

Pursuant to 8 C.F.R. § 103.5(b), motions to reopen legalization proceedings under sections 245A of the Immigration and Nationality Act shall not be considered. Therefore, the matter will not be reopened. Accordingly, the motion must be rejected

ORDER: The motion to reopen is rejected.