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 2 3 2013 Office: CALIFORNIA SERVICE CENTER 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. 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 California Service Center is before the Administrative Appeals Office on appeal. The appeal will be dismissed.[1]

The applicant was granted temporary resident status on May 12, 1989 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(u)(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 February 10, 1992, the director issued a Notice of Intent to Terminate (NOIT) the applicant's temporary resident status. The NOIT indicated that the applicant needed to supply court dispositions for charges made against the applicant. The applicant failed to respond to the NOIT. The director subsequently terminated the applicant's temporary resident status.

On appeal, the applicant asserts that the charges listed in the director's decision are not grounds for a finding that an alien is inadmissible under the Immigration and Naturalization Act. The applicant failed to submit a brief or further explanation.

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. An alien is ineligible for temporary resident status if he or she has one felony or at least three misdemeanor convictions. 8 C.F.R. § 245a.2(c)(1).The record indicates that on December 10, 1986, the San Diego Sheriff's office charged the applicant with perjury, welfare fraud and food stamp fraud. On appeal, the applicant has not presented additional evidence. Nor has she addressed the grounds stated for termination. The appeal must therefore be summarily dismissed.

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

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[1] The applicant was represented by counsel, but attorney has been disbarred and will not be given notice of this decision.