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U.S. Department of Homeland Security
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Washington, DC 20529



U.S. Citizenship
and Immigration
Services

L2



FILE:



MSC 01 335 60616

Office: NATIONAL BENEFITS CENTER

Date: **MAY 02 2007**

IN RE:

Applicant:



APPLICATION:

Application for Status as a Permanent Resident pursuant to Section 1104 of the Legal Immigration Family Equity (LIFE) Act of 2000, Pub. L. 106-553, 114 Stat. 2762 (2000), amended by Life Act Amendments, Pub. L. 106-554, 114 Stat. 2763 (2000)

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. Any further inquiry must be made to that office.

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The Director, National Benefits Center, denied the application for permanent resident status under the Legal Immigration Family Equity (LIFE) Act. Following a subsequent appeal of that denial, the Administrative Appeals Office (AAO) remanded the application for issuance of a new decision. The director again denied the application and certified his decision to the AAO. The director's decision will be affirmed.

The director concluded the applicant had not established that he had applied for class membership in any of the requisite legalization class-action lawsuits prior to October 1, 2000 and, therefore, denied the application.

An applicant for permanent resident status under the LIFE Act must establish that before October 1, 2000, he or she filed a written claim with the Attorney General for class membership in any of the following legalization class-action lawsuits: *Catholic Social Services, Inc. v. Meese, vacated sub nom. Reno v. Catholic Social Services, Inc.*, 509 U.S. 43 (1993) (CSS), *League of United Latin American Citizens v. INS, vacated sub nom. Reno v. Catholic Social Services, Inc.*, 509 U.S. 43 (1993) (LULAC), or *Zambrano v. INS, vacated sub nom. Immigration and Naturalization Service v. Zambrano*, 509 U.S. 918 (1993) (Zambrano). See 8 C.F.R. § 245a.10.

The regulations provide an illustrative list of documents that an applicant may submit to establish that he or she filed a written claim for class membership before October 1, 2000. Those regulations also permit the submission of "[a]ny other relevant document(s)." See 8 C.F.R. § 245a.14.

On appeal, the applicant stated that he filed for "agricultural" amnesty because that was what he was advised to do by the individual who helped him to complete his application. The applicant submitted no additional documentation upon certification.

The applicant submitted a copy of a legalization questionnaire dated February 20, 2000. There is no record, however, that the questionnaire was filed with, or received by, Citizenship and Immigration Services (CIS) prior to October 1, 2000, pursuant to 8 C.F.R. § 245a.10. The applicant submitted no other documentation to establish that he filed a written claim for membership in any of the required class-action lawsuits.

No record maintained by CIS confirms that the applicant filed a timely written claim for class membership in any of the requisite class-action lawsuits. Accordingly, the applicant is ineligible for permanent residence under section 1104 of the LIFE Act.

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