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



M

FILE:



Office: CALIFORNIA SERVICE CENTER

Date: JUN 7 2004

IN RE:

Applicant:



APPLICATION:

Application for Temporary Protected Status under Section 244 of the Immigration and Nationality Act, 8 U.S.C. § 1254

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

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The application was denied by the Director, California Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The applicant is a native and citizen of El Salvador who is seeking Temporary Protected Status (TPS) under section 244 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1254.

The director denied the application after determining that the applicant was not eligible for Temporary Protected Status, as she had been convicted of a felony on August 2, 1996. The director cited Section 244(c)(2)(B) of the Immigration and Nationality Act (the Act), which states, in pertinent part that an alien shall not be eligible for temporary protected status under this section if the Attorney General finds that –(i) the alien has been convicted of any felony or 2 or more misdemeanors committed in the United States. The director advised the applicant that when an application is filed seeking Temporary Protected Status under section 244 of the Act, the application must be denied if the applicant is determined to be ineligible under 244 (c)(2)(B)(i) of the Act.

On appeal, the applicant requests another opportunity.

An officer to whom an appeal is taken shall summarily dismiss any appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal. 8 C.F.R. § 103.3(a)(1)(v).

Inasmuch as the applicant has failed to identify specifically any erroneous conclusion of law or a statement of fact in this proceeding, the appeal must be summarily dismissed.

An alien applying for temporary protected status has the burden of proving that he or she meets the requirements enumerated above and is otherwise eligible under the provisions of section 244 of the Act. The applicant has failed to meet this burden.

ORDER: The appeal is dismissed.