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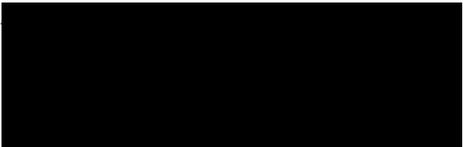
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U.S. Department of Homeland Security
20 Mass, Rm. A3042, 425 I Street, N.W.
Washington, DC 20529



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

MI



FILE:



Office: CALIFORNIA SERVICE CENTER

Date:

SEP 01 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, 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 is ineligible for TPS because he was convicted of two misdemeanors. The record shows the applicant was convicted of the following charges:

1. Date of Charge: December 29, 1991
Law Enforcement Agency: Police Dept., San Francisco, California
Charge: Exhibit Firearm 417(A)(2) PC, a misdemeanor
Case Number: 1345915
Convicted: February 13, 1992 – California Municipal Court, San Francisco
2. Date of Charge: November 18, 1993
Law Enforcement Agency: Sheriff – CNTRL ID Bur Oakland, California
Charge: Hit and Run Property Damage 20002 A VC, a misdemeanor
Case Number: 381231
Convicted: December 30, 1993 – California Municipal Court, Oakland
3. Date of Charge: July 5, 2000
Charge: Driving under the influence, in violation of section 23152(a) VC, a misdemeanor
Case Number: 1931660
Convicted: July 19, 2000

On appeal, the applicant makes no statement regarding the reason for denial of the application. He indicates that a brief and/or additional evidence would be submitted within thirty (30) days of the filing date of the appeal. To date, no brief or additional evidence has been received. Therefore, the record shall be considered complete.

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 an erroneous conclusion of law or a statement of fact in this proceeding, the appeal must be summarily dismissed.

It is noted that the applicant filed a prior Form I-821, Application for Temporary Protected Status, on April 11, 2001. The director denied that application on June 27, 2002, because the applicant had been convicted of two or more misdemeanors, and was therefore ineligible for TPS pursuant to 8 C.F.R. § 244.3(c)(1).

ORDER: The appeal is summarily dismissed.