



U.S. Citizenship  
and Immigration  
Services

MM



FILE:



Office: VERMONT SERVICE CENTER

Date: SEP 27 2014

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.

A handwritten signature in cursive script, appearing to read "Robert P. Wiemann".

for Robert P. Wiemann, Director  
Administrative Appeals Office

**DISCUSSION:** The application was denied by the Director, Vermont Service Center (VSC), and is now before the Administrative Appeals Office (AAO) on appeal. The case will be remanded.

The applicant is stated to be 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 because the applicant failed to establish her continuous physical presence in the United States during the requisite timeframe.

The applicant filed an appeal and that appeal is now before the AAO. It is noted that the record contains a G-28, Notice of Entry of Appearance as Attorney or Representative, from [REDACTED] of the Pupilo Agency in Yonkers, New York, who indicates that he is a friend of the applicant's in addition to an immigration specialist. However, the U.S. Department of Justice, Executive Office for Immigration Review, Recognition and Accreditation Roster does not list either [REDACTED] or the Pupilo Agency, Yonkers, New York as recognized entities, nor has [REDACTED] established that he meets the criteria for representation under 8 C.F. R. § 292. Consequently, the applicant will be considered self-represented.

On January 30, 2003 (2004), the director requested that the case be remanded to the VSC. Accordingly, without addressing the merits of the case, the appeal will be remanded to the director for further processing in accordance with his request.

As always in these proceedings, the burden of proof rests solely with the applicant. Section 291 of the Act, 8 U.S.C. § 1361.

**ORDER:** The director's decision is withdrawn. The case is remanded to the director for further consideration and action.