



U.S. Citizenship
and Immigration
Services

MM



FILE: [REDACTED] Office: VERMONT SERVICE CENTER

Date:

SEP 30 2004

IN RE: Applicant: [REDACTED]

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 (AAO) 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.

Cindy Gomez for

Robert P. Wiemann, Director
Administrative Appeals Office

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**Identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy**

DISCUSSION: The application was denied by the Director, Vermont Service Center, and is now before the Administrative Appeals Office on appeal. The director's decision is withdrawn, and the case is remanded.

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

Pursuant to 8 C.F.R. § 103.3(a)(1)(i), when an officer [of Citizenship and Immigration Services (CIS), formerly, the Immigration and Naturalization Service (INS)] denies an application, the officer "shall explain in writing the specific reasons for denial."

The director denied the application on September 3, 2003. The director's decision does not indicate the specific basis for the decision. Therefore, the case will be remanded to the director for the issuance of a new decision that sets forth the specific reasons for denial of the application.

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 case is remanded.