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U.S. Citizenship
and Immigration
Services

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FILE:



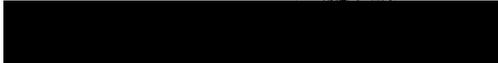
Office: VERMONT SERVICE CENTER

Date: APR 11 2006

[EAC 01 190 55304]

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, Vermont Service Center, and is now before the Administrative Appeals Office 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.

Under 8 C.F.R. § 103.3, “ the officer shall explain in writing the specific reasons for denial.”

The director denied the application on August 5, 2003; however, the director did not state the specific reasons for the denial in his decision.

Therefore, the case is remanded for the issuance of a new decision that sets forth the specific reasons for the denial.

It is noted that, according to the Federal Bureau of Investigations (FBI) fingerprint results report, the applicant was arrested in Fairfax, Virginia, on March 1, 2003, on two felony counts, and that only a copy of a partial, unknown court report is included in the record.

An alien applying for temporary protected status has the burden of proving that he or she meets the requirements and is otherwise eligible under the provisions of section 244 of the Act.

ORDER: The case is remanded to the director for entry of a new decision.