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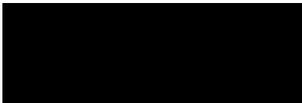
**U.S. Citizenship
and Immigration
Services**

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prevent clearly unwarranted
invasion of personal privacy**



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FILE:



Office: VERMONT SERVICE CENTER

Date:

AUG 02 2005

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:



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 11, 2003; however, the director did not state the specific reason for the denial in his decision.

It is noted that the record indicates the United States Border Patrol, Del Rio, Texas, apprehended the applicant on December 14, 1999 [REDACTED]. The record also indicates that the applicant was ordered removed from the United States on August 16, 2001. It is also noted that a notation on a subsequently filed TPS application is annotated, “terminate case, status acquired through other means, I-761 [sic?].”

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

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.