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Washington, DC 20529



U.S. Citizenship  
and Immigration  
Services

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FILE: [REDACTED]  
[SRC 04 001 53910]

Office: TEXAS SERVICE CENTER Date: **AUG 09 2005**

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 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*  
Robert P. Wiemann, Director  
Administrative Appeals Office

**DISCUSSION:** The application was denied by the Director, Texas Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be rejected.

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 because the applicant failed to establish that she was eligible for late initial registration.

"Affected Party" means the person or entity with legal standing in a proceeding. 8 C.F.R. § 103.3(a)(1)(iii)(B).

An appeal filed by a person or entity not entitled to file it must be rejected as improperly filed. In such a case, any filing fee which has been accepted will not be refunded. 8 C.F.R. § 103.3(a)(2)(v).

In this case, the appeal was filed by an individual who indicates that she has applied for recognition as an accredited representative recognized by the Board of Immigration Appeals. However, the U.S. Department of Justice, Executive Office for Immigration Review, Recognition and Accreditation Roster does not list the representative or her organization. In addition, the applicant did not sign the appeal form. Therefore, the appeal must be rejected.

It is noted that the applicant's affirmative application for asylum and application for withholding of deportation were denied on February 16, 1995. The record contains an Order to Show Cause issued at Miami, Florida, on February 17, 1995, placing the applicant in deportation proceedings. However, it appears that removal proceedings were not initiated. The applicant subsequently apparently received approvals of multiple applications for employment authorization documents (EADs) as an applicant for asylum under 274a.12(c)(8) for the periods of 1996 through 1997 and again from 2001 through 2003, after the denial of the asylum 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 appeal is rejected.