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FILE: [REDACTED]
[WAC 01 264 57477]

OFFICE: CALIFORNIA SERVICE CENTER

DATE: AUG 12 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:



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DISCUSSION: The applicant's Temporary Protected Status (TPS) was withdrawn by the Director, California Service Center, and the case is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The applicant is a native and citizen of El Salvador who was granted TPS on June 26, 2002.

The director subsequently withdrew the applicant's TPS on March 2, 2004, when it was determined that the applicant had failed to submit the required annual re-registration for each 12-month period subsequent to the approval of his application.

An alien who has been granted TPS must register annually with the district office or service center having jurisdiction over the alien's place of residence. 8 C.F.R. § 244.17(a).

Temporary Protected Status shall be withdrawn if the alien fails, without good cause, to register annually, at the end of each 12-month period after the granting of such status, in a form and manner specified by the Attorney General. Section 244(c)(3)(C) INA.

The record reveals that on June 26, 2002, the director approved the application for TPS. The record also reveals that the applicant subsequently re-registered on September 19, 2003. However, the record does not reflect an attempt by the applicant to re-register prior to November 12, 2002, as required; nor did he re-register within 30 days before the end of the 12-month period after the granting of TPS.

The director concluded that the applicant had failed to establish that he had successfully re-registered during the required period and withdrew the applicant's TPS on March 2, 2004.

On appeal, the applicant states that she needs an additional 30 days in which to submit a brief and evidence. She further states that since she moved, she needs to look for the letters that Citizenship and Immigration Services (CIS) sent her in 2001, 2002, and 2003 that show proof that she re-registered for TPS. However, to date, the applicant has not provided any evidence, such as a money order receipt or a receipt from CIS, to establish that a re-registration had been filed as claimed. Consequently, the director's decision to withdraw the applicant's TPS will be affirmed.

An alien applying for temporary protected status has the burden of proving that he or she meets the requirements enumerated above and is otherwise eligible under the provisions of section 244 of the Act. The applicant has failed to meet this burden.

ORDER: The appeal is dismissed.