



U.S. Citizenship
and Immigration
Services

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FILE:  Office: TEXAS SERVICE CENTER Date: **JAN 21 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: 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, Texas Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be 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), when a Service officer denies an application or petition, the officer shall explain in writing the specific reasons for denial.

The director denied the application on June 24, 2003; however, the director's decision does not clearly indicate the specific basis for the decision. Therefore, the director's decision will be withdrawn and the case will be remanded for the issuance of a new decision that sets forth the specific reasons for the denial. As always in these proceedings, the burden of proof remains solely on the applicant. Section 291 of the Act, 8 U.S.C. § 1361.

ORDER: The director's decision is withdrawn.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