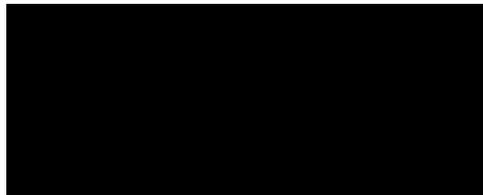




U.S. Citizenship  
and Immigration  
Services

identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy

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FILE: [REDACTED]  
[SRC 01 196 57111]

Office: TEXAS SERVICE CENTER

Date: NOV 07 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, 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 had failed to submit requested court documentation relating to his criminal record.

It is noted that the applicant appears to be represented by [REDACTED] who identified himself as an attorney or representative. However, the record does not contain a Form G-28, Notice of Entry of Appearance of Attorney or Representative, authorizing [REDACTED] represent him before Citizenship and Immigration Services in this proceeding. Therefore, the decision will be provided only to the applicant.

"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 will not be refunded. 8 C.F.R. § 103.3(a)(2)(v).

[REDACTED] who indicates that he is an "attorney or representative" filed the appeal. However, as stated above, [REDACTED] cannot be recognized as having legal standing in the proceeding. Therefore, the appeal will be rejected.

An alien applying for TPS has the burden of proving that he or she is eligible under the provisions of section 244 of the Act. The applicant failed to meet this burden.

**ORDER:** The appeal is rejected.