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U.S. Citizenship  
and Immigration  
Services

MI

FILE:

[REDACTED]  
[LIN 03 021 50405]

Office: NEBRASKA SERVICE CENTER

Date: OCT 20 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*  
Robert P. Wiemann, Director  
Administrative Appeals Office

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

The applicant was a native and citizen of El Salvador who sought 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 after determining that the applicant had failed to establish his eligibility for late initial registration. A previous application for TPS filed on August 23, 2001, had been denied on January 15, 2002, based upon the director's finding that the applicant had failed to submit sufficient evidence of his continuous residence and continuous physical presence in the United States during the requisite periods. An appeal from that initial decision was dismissed by the AAO on August 22, 2002.

The record contains a State of Iowa Certificate of Death and a Department of Homeland Security Report of Investigation, confirming a positive identification of the applicant, and indicating his death as occurring on January 24, 2004. These documents reflect that the applicant is deceased. Therefore, the appeal in this matter will be summarily dismissed.

**ORDER:** The appeal is dismissed.