



U.S. Citizenship
and Immigration
Services

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Date: **AUG 22 2006**

FILE: [REDACTED] Office: CALIFORNIA SERVICE CENTER
[WAC 05-165 77721]

IN RE: Applicant: [REDACTED]

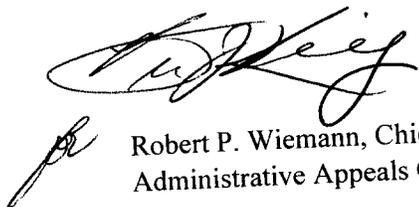
APPLICATION: Application for Temporary Protected Status under Section 244 of the Immigration
and Nationality Act, 8 U.S.C. § 1254

ON BEHALF OF APPLICANT:

[REDACTED]

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, Chief
Administrative Appeals Office

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

The applicant is a 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 record reveals that the applicant filed a TPS application on August 19, 2002, during the initial registration period under CIS receipt number LIN 02 265 5109. The director denied that application.

The applicant filed the current Form I-821, Application for Temporary Protected Status, on March 14, 2005, and indicated that he was re-registering for TPS.

The director denied the re-registration application because the applicant's initial TPS application had been denied and the applicant was not eligible to apply for re-registration for TPS.

However, the record does not contain a copy of the initial decision. According to 8 C.F.R. 244.10(c), the decision of the director to deny TPS shall be in writing served in person or by mail to the alien's most recent address and shall state the reasons for the denial.

The case is remanded for the purpose of including a copy of the initial decision in the record.

ORDER: The case is remanded for appropriate action and decision consistent with the foregoing.