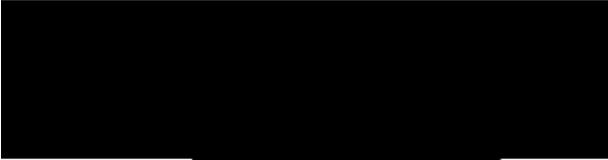




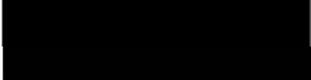
U.S. Citizenship
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prevent clearly unwarranted
invasion of personal privacy



FILE:



Office: CALIFORNIA SERVICE CENTER

Date:

DEC 13 2006

[WAC 05 144 76744]

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:



INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the California Service Center. Any further inquiry must be made to that office.

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The initial application was denied by the Director, Texas Service Center. A subsequent application for re-registration was denied by the Director, California Service Center, and is currently before the Administrative Appeals Office (AAO) on appeal. The case will be remanded for further consideration.

The applicant claims to be a citizen of El Salvador who is seeking to re-register for Temporary Protected Status (TPS) under section 244 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1254.

The applicant filed an initial application for TPS on March 15, 2001, under receipt number SRC 01 144 58074. The director denied the initial application on June 20, 2002, due to abandonment after determining that the applicant failed to respond to a request for evidence in order to establish her eligibility for TPS. On March 28, 2003, the applicant filed a motion to reopen the director's decision and the Chief, AAO, ordered that the initial application be remanded to the Director, California Service Center, for further action.

The director's denial of the current application for re-registration or renewal is dependent upon the adjudication of the initial application. Since the initial application is being remanded, the re-registration must also be remanded to the director.

As always in these proceedings, the burden of proof rests solely with the applicant. Section 291 of the Act, 8 U.S.C. § 1361.

ORDER: The re-registration application is remanded for further action consistent with the director's final decision on the initial application.