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U.S. Citizenship  
and Immigration  
Services

M1

FILE:

[REDACTED]  
[EAC 03 058 55493]

OFFICE: VERMONT SERVICE CENTER

Date: FEB 23 2006

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.

for Robert P. Wiemann, Director  
Administrative Appeals Office

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

The applicant is stated to be a native and citizen of El Salvador who is applying for 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 was convicted of two misdemeanor offenses committed in the United States.

The Form I-290B, Notice of Appeal to the Administrative Appeals Unit, was filed [REDACTED] however, [REDACTED] to indicate whom he is representing and failed to sign the Form I-290B. In addition, no G-28, Notice of Entry of Appearance as Attorney or Representative was submitted. Therefore, the applicant shall be considered as self-represented and the decision will be furnished 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 which has been accepted will not be refunded. 8 C.F.R. § 103.3(a)(2)(v).

Consequently, Arnulfo Chapa cannot be recognized as having legal standing in this proceeding. Therefore, the appeal will be rejected,

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

**ORDER:** The appeal is rejected.