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U.S. Department of Homeland Security
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Washington, DC 20529



U.S. Citizenship
and Immigration
Services

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JUN 07 2006

FILE:



Office: CALIFORNIA SERVICE CENTER

Date:

[WAC 05 075 77975]

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:

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.

A handwritten signature in black ink, appearing to read "R. Wiemann".

for 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 (AAO) on appeal. The appeal will be remanded.

The applicant claims to be a citizen of Honduras 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 during the initial registration period under CIS receipt number LIN 99 228 51479. The director denied that application as abandoned because the applicant failed to respond to a request for evidence. The applicant filed a subsequent TPS application on June 1, 2001 under CIS receipt number LIN 01 207 52562. That application was also denied.

The applicant filed the current Form I-821, Application for Temporary Protected Status, on December 14, 2004, and indicated that she was re-registering for TPS.

The director denied the re-registration application.

However, the record does not contain a copy of the decisions for the subsequent application (LIN 01 207 52562) or the re-registration (WAC 05 075 77975). 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.

It is noted that on June 30, 2003, the applicant was requested to submit court documentation relating to her criminal record. There is nothing in the record to indicate that the applicant ever responded to this request. The applicant's criminal record must be addressed in future proceedings.

The case is remanded for the purpose of including copies of the missing decisions in the record.

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