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U.S. Citizenship
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Services

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[REDACTED]

FILE:

[REDACTED]
[LIN 02 207 52133]

Office: NEBRASKA SERVICE CENTER

Date: JUL 03 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 
for Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The applicant's Temporary Protected Status was withdrawn by the Director, Nebraska Service Center, and the case is now before the Administrative Appeals Office on appeal. The appeal will be dismissed.

The applicant is a native and citizen of Honduras who was granted Temporary Protected Status on April 20, 2000. The director subsequently withdrew the applicant's Temporary Protected Status on January 13, 2003, when it was determined that the applicant had failed to submit the required annual re-registration for each 12-month period subsequent to the approval of his application.

An alien who has been granted Temporary Protected Status must register annually with the district office or service center having jurisdiction over the alien's place of residence 8 C.F.R. § 244.17(a).

Temporary Protected Status shall be withdrawn if the alien fails, without good cause, to register annually, at the end of each 12-month period after the granting of such status, in a form and manner specified by the Attorney General. Section 244(c)(3)(c)(A) of the Immigration and Nationality Act (the Act.)

The record reveals that on April 20, 2000, the director approved the application for Temporary Protected Status. However, the record does not reflect an attempt by the applicant to submit his required annual registration in 2001.

In a notice of intent to withdraw the approval of the applicant's Temporary Protected Status, dated November 20, 2002, the director notified the applicant that his Temporary Protected Status would be "withdrawn unless you can submit additional evidence to show that you had registered on time or that you had a good reason for not re-registering." The applicant failed to respond to the notice of intent to withdraw.

The director concluded that the applicant had failed to establish that he had successfully re-registered for the period July 6, 2001 through July 5, 2002. Therefore, the director withdrew the applicant's TPS on January 13, 2003.

On appeal, the applicant states that he does not know why his application was returned. The applicant also states that "the motive of my 2nd application (appellate) is because Im [sic] always working in different states or cities." The applicant further states that he never is settled down at one address. The applicant contends that at the time the Service returned his application last year, he was living in Ohio. The applicant indicates that he is now living in Ohio, and that any other information from the Service can be sent to his permanent address in Columbus, Ohio.

The applicant has not provided any evidence such as a money order receipt or a receipt from Citizenship and Immigration Services (CIS) to establish that a re-registration had been filed for the July 6, 2001 through July 5, 2002 period. Consequently, the director's decision to withdraw the applicant's Temporary Protected Status will be affirmed.

An alien applying for temporary protected status 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 has failed to meet this burden.

ORDER: The appeal is dismissed.