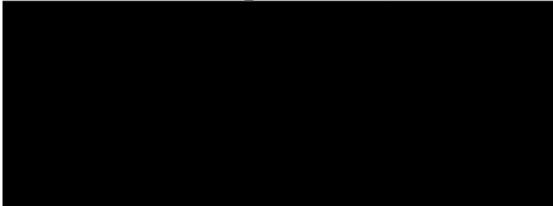




U.S. Citizenship
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prevent clearly unwarranted
invasion of personal privacy



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FILE: [REDACTED] OFFICE: CALIFORNIA SERVICE CENTER DATE: AUG 13 2007
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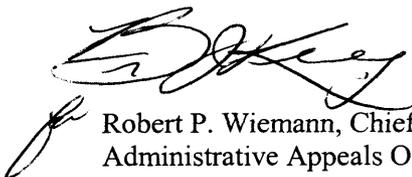
IN RE: Applicant: [REDACTED]

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.


Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The re-registration application was denied by the Director, California Service Center (CSC). A subsequent appeal was dismissed by the Administrative Appeals Office (AAO). The matter is now before the AAO on a motion to reopen. The motion will be dismissed.

The applicant is a native and 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 an initial TPS application on April 25, 2002 [after the initial registration period for Hondurans (from January 5, 1999 through August 20, 1999) had closed], under receipt number SRC 02 157 55419. The Director, Texas Service Center (TSC), denied that application on May 30, 2002, because the applicant had failed to submit evidence to establish that he was eligible for late registration. The applicant appealed the TSC director's decision to the AAO on June 24, 2004. The AAO affirmed the director's decision and dismissed the appeal on November 26, 2002. On June 9, 2003, the TSC director also dismissed a motion to reopen filed by the applicant on January 10, 2003, because the motion was untimely filed.

The applicant filed the current re-registration application on November 17, 2004. Because the applicant had not previously been granted TPS, the CSC director determined that the applicant was not eligible to re-register for TPS and denied the application on July 25, 2005. The applicant appealed the director's decision to deny the re-registration on August 19, 2005. The AAO affirmed the director's decision and denied the re-registration application on August 7, 2006.

A motion to reopen was filed on September 5, 2006. The applicant requests that his case be reopened because he has been residing in the United States since 1997, that he has submitted all the documents requested by the director, and that he needs to work in order to provide for his family.

Pursuant to 8 C.F.R. § 103.5(a)(2), a motion to reopen must state the new facts to be proved at the reopened proceedings and be supported by affidavits or other documentary evidence. A motion that does not meet applicable requirements shall be dismissed. 8 C.F.R. § 103.5(a)(4). A review of the record reveals that the applicant has presented no new facts or other documentary evidence in support of the motion to reopen, and to establish that he was eligible for re-registration. Additionally, the applicant neither addressed nor submitted any evidence to establish his eligibility for late registration.

Accordingly, the motion will be dismissed, and the previous decision of the AAO will be affirmed.

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 motion is dismissed. The decision of the AAO dated August 7, 2006, is affirmed.