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**U.S. Citizenship
and Immigration
Services**

M1

[REDACTED]

FILE: [REDACTED]
[WAC 05 210 82411]

OFFICE: CALIFORNIA SERVICE CENTER

DATE: **AUG 24 2007**

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:

[REDACTED]

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DISCUSSION: The applicant's Temporary Protected Status was withdrawn by the Director, California Service Center, and the case is now before the Administrative Appeals Office (AAO) on appeal.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

The applicant is a native and citizen of El Salvador whose Temporary Protected Status (TPS) was granted by the director on July 17, 2001. The director subsequently withdrew the applicant's TPS on August 16, 2006, when it was determined that the applicant had been convicted of two or more misdemeanors.

"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).

In this case, the appeal was filed by [REDACTED] who indicates that he is a board certified immigration lawyer. However, the record does not contain a Form G-28, Notice of Entry of Appearance as Attorney or Representative. Therefore, [REDACTED] cannot be recognized as having legal standing in the proceeding and the appeal must be rejected.

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

ORDER: The appeal is rejected.