



U.S. Citizenship  
and Immigration  
Services

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FILE:

Office: CALIFORNIA SERVICE CENTER

Date: **AUG 27 2007**

[WAC 05 092 77558]  
[SRC 99 256 52062]  
[WAC 07 020 50371. appeal]

IN RE:

Applicant:

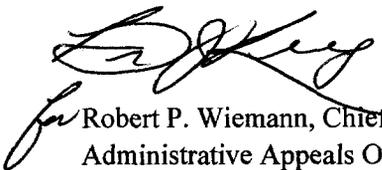


APPLICATION: Application for Temporary Protected Status under Section 244 of the Immigration and Nationality Act, 8 U.S.C. § 1254

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.

  
for Robert P. Wiemann, Chief  
Administrative Appeals Office

**DISCUSSION:** The application was denied by the Director, California Service Center. A motion to reopen, filed by the applicant, was granted by the director and the applicant's Temporary Protected Status was withdrawn and an application for re-registration was simultaneously denied by the Director, California Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed.

The applicant is 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 on August 19, 1999, under Citizenship and Immigration Services (CIS) receipt number SRC 99 256 52062. The Director, Texas Service Center, approved that application on July 1, 2000.

The applicant filed the current Form I-821, Application for Temporary Protected Status, on December 31, 2004, under CIS receipt number WAC 05 092 77558, and indicated that he was re-registering for TPS.

The record reveals the following offenses:

- (1) On December 9, 2001, the applicant was arrested by the Bowling Green, Kentucky Police Department for (1)"Op Mtr Veh U / Influence Alc/Drugs/ Etc .08", (2)"No Insurance - 1st Offense", (3)"Operating on Suspended/Revoked Operators", and (4) "No Expired Kentucky Reg Receipt."

The director withdrew temporary protected status because the applicant had failed to submit requested court documentation relating to his criminal record.

On appeal, the applicant provided a copy of a Criminal History Record which indicates that on June 27, 2000, the applicant was convicted of "Disorderly Conduct"; on November 6, 2001, the applicant was convicted of "No Operators License"; on August 1, 2002, the applicant was convicted of "No Operators License"; on January 15, 2003, the applicant was convicted of "Operating on Suspended/Revoked Operator's License"; and, on September 30, 2003, the applicant was convicted of "Speeding 10 MPH Over Limit", and "License to be in Possession". This document indicates the applicant was convicted of six misdemeanors, however, the document is clearly marked "Not an Official Court Record." Therefore, the applicant has not provided the requested court documentation.

The applicant has failed to provide sufficient evidence revealing the final court disposition of his arrests detailed above. The applicant is ineligible for temporary protected status because of his failure to provide information necessary for the adjudication of his application. 8 C.F.R. § 244.9(a).

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 will be dismissed.