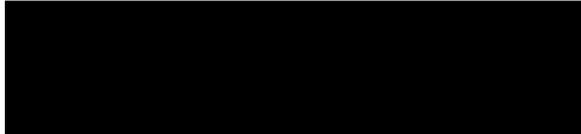




U.S. Citizenship
and Immigration
Services

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prevent clearly unwarranted
invasion of personal privacy

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FILE:



Office: CALIFORNIA SERVICE CENTER

JUL 23 2007
Date:

[WAC 05 222 74384]

[WAC 01 190 50141]

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.

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The applicant's Temporary Protected Status was withdrawn and an application for re-registration was simultaneously denied by the Director, California Service Center, and is now before the Administrative Appeals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 El Salvador 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 May 4, 2001, under Citizenship and Immigration Services (CIS) receipt number WAC 01 190 50141. The Director, California Service Center, approved that application on February 28, 2004.

The applicant filed the current Form I-821, Application for Temporary Protected Status, on May 10, 2005, under CIS receipt number WAC 05 222 74384, and indicated that he was re-registering for TPS.

The record reveals the following offenses:

- (1) On August 30, 2003, the applicant was arrested by the Los Angeles Police Department for "Und Influence Alchl/Drug in Veh" and ".08% More Wght Alchl Drive Veh."
- (2) On May 27, 2004, the applicant was arrested by the Los Angeles Police Department for "Contempt, Disobey Crt Ordr.' No Proof of Car Insurance." On December 19, 1990, the applicant entered a plea of Nolo Contrende for (1) above and was found guilty of a misdemeanor. The applicant's sentence of 180 days was suspended and he was fined \$594.00 and ordered to perform 100 hours of community service. The remaining charges were dismissed.

The director withdrew temporary protected status because the applicant had failed to submit requested court documentation relating to his criminal record. The applicant did provide the court disposition for the August 30, 2003 arrests, which indicated that the applicant had been convicted of "Reckless Driving/No Injury." However, the applicant as stated above, did not provide the requested court documentation relating to his May 27, 2004 arrest. Consequently, the director's decision to withdraw the applicant's temporary protected status and deny the application for re-registration is 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 will be dismissed.