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U.S. Citizenship
and Immigration
Services

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FILE:



Office: VERMONT SERVICE CENTER

Date:

MAY 17 2007

consolidated herein]

[EAC 03 045 52167]

IN RE:

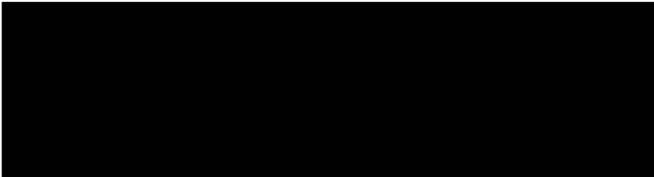
Applicant:



APPLICATION:

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

ON BEHALF OF APPLICANT:



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.

A handwritten signature in black ink, appearing to read "R. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The application was denied by the Director, Vermont Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The applicant is a citizen of El Salvador who is applying for Temporary Protected Status (TPS) under section 244 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1254.

The applicant filed the current Form I-821, Application for Temporary Protected Status, on September 19, 2002, and indicated that he was filing an initial application for TPS. The director denied the application on September 14, 2005, because the applicant is inadmissible to the United States under section 212(a)(2)(A)(i)(II) due to his having been convicted in Long Beach, California, on or about October 3, 1994, of possession of cocaine, under the alias of [REDACTED], for which he received 180 days in county jail and probation for three years. Pursuant to 8 C.F.R. § 244.3(c)(1), this ground of inadmissibility may not be waived.

On appeal, the applicant has failed to state any reasons for the appeal. The applicant also indicates that he is not submitting a separate brief or evidence in support of the appeal.

An officer to whom an appeal is taken shall summarily dismiss any appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal. 8 C.F.R. § 103.3(a)(1)(v).

Inasmuch as the applicant has failed to identify specifically an erroneous conclusion of law or statement of fact in this proceeding, the appeal must be summarily dismissed.

It is noted that the applicant was ordered deported from the United States to El Salvador by an Immigration Judge on October 25, 1994. That order remains outstanding.

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 appeal is summarily dismissed.