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

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FILE: [Redacted] Office: California Service Center
[WAC 06 254 54341, appeal]

Date: OCT 11 2007

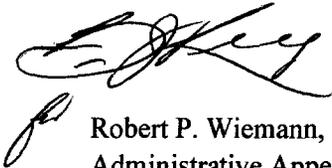
IN RE: Applicant: [Redacted]

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

ON BEHALF OF APPLICANT: 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 application was denied by the Director, California Service Center. The applicant filed a second appeal, and the case is now before the Administrative Appeals Office (AAO). The case will be remanded for further consideration and action.

The applicant is stated to be 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 late initial TPS application on March 11, 2005, under CIS receipt number WAC 05 162 73877. The applicant stated that he is appealing a June 10, 2005 decision of the director, which is not in the record of proceeding. The applicant filed another appeal, under receipt number WAC 05 162 73877, which is being remanded by the Chief, AAO, in a decision issued simultaneously with this decision.

The case will be remanded and the director shall issue a new decision that sets forth the specific reasons for the denial. Since the initial application is being remanded, that decision will be remanded to the director for further adjudication. The director may request any evidence deemed necessary to assist with the determination of the applicant's eligibility for TPS offered to El Salvadorans.

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 case is remanded to the director for further action consistent with the above and entry of a decision.