

**Identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy**

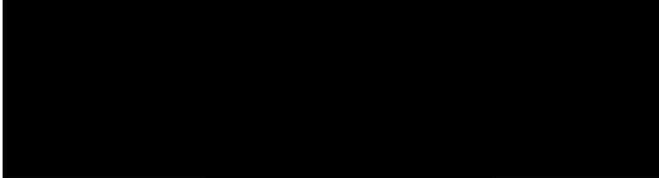
U.S. Department of Homeland Security
20 Mass. Ave., N.W., Rm. 3000
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

PUBLIC COPY

M1



FILE:



Office: NEBRASKA SERVICE CENTER

Date:

[LIN 03 201 52165]
[LIN 99 107 52900]

FEB 20 2008

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.

A handwritten signature in cursive script, appearing to read "R. P. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The applicant's temporary protected status was withdrawn by the Director, Nebraska Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be sustained.

The applicant is a native and 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 director determined that the applicant failed to submit evidence to establish that he had successfully re-registered for temporary protected status during the period July 6, 2002 to July 5, 2003. The director, therefore, withdrew the applicant's temporary protected status.

On appeal, the applicant states that he sent all the required papers.

The director may withdraw the status of an alien granted temporary protected status under section 244 of the Act at any time if it is determined that the alien failed without good cause to register with the Attorney General annually within thirty (30) days before the end of each 12-month period after the granting of TPS. 8 C.F.R. § 244.14.

On August 18, 2003, the director notified the applicant of the intent to withdraw his temporary protected status because the record reflected that he had failed to re-register for TPS during the re-registration period between July 6, 2002 to July 5, 2003. The applicant was granted 30 days to submit evidence to show that he had re-registered for TPS. The applicant failed to respond. The director determined the applicant had failed to submit evidence to establish that he had filed for re-registration during the required period and, therefore, withdrew the applicant's temporary protected status.

The applicant, on appeal, states that he has provided all of the requested documents. CIS records indicate that the applicant did submit an application for re-registration on July 1, 2003.

Therefore, the director's decision will be withdrawn and the application will be approved.

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. Here, the applicant has met this burden.

ORDER: The appeal is sustained.