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



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

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FILE: [REDACTED] OFFICE: VERMONT SERVICE CENTER DATE: JAN 03 2008
[SRC 99 259 50296]

INRE: 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:
[REDACTED]

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the Vermont Service Office. 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DISCUSSION: The applicant's Temporary Protected Status (TPS) was withdrawn and his application for re-registration was denied by the Director, Vermont Service Center. The matter is now before the Administrative Appeals (AAO) Office on appeal. The appeal will be summarily dismissed.

The applicant claims to be a citizen of Honduras who is seeking TPS under section 244 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1254.

The director withdrew approval of TPS because the applicant has been convicted of at least two misdemeanors. The director also denied the applicant's Form I-821, Application for Temporary Protected Status, for re-registration for abandonment because the applicant failed to respond to the director's December 20, 2006 notice of intent to withdraw TPS. A denial due to abandonment may not be appealed, but an applicant or petitioner may file a motion to reopen. 8 C.F.R. § 103.2(b)(15).

The director may withdraw the status of an alien granted TPS under section 244 of the Act at any time if it is determined that the alien was not in fact eligible at the time such status was granted, or at any time thereafter becomes ineligible for such status. 8 C.F.R. § 244.14(a)(1).

Counsel for the applicant timely filed a Form I-290B, Notice of Appeal to the Administrative Appeals Office, in which he asserted that the director's decision was arbitrary and capricious. Counsel indicated on the Form I-290B that he would submit a brief and/or additional evidence within 30 days of filing the appeal. As of the date of this decision, however, more than seven months after the appeal was filed, no further documentation has been received by the AAO. Therefore, the record will be considered complete as presently constituted.

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 a statement of fact in this proceeding, the appeal must be summarily dismissed.

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.