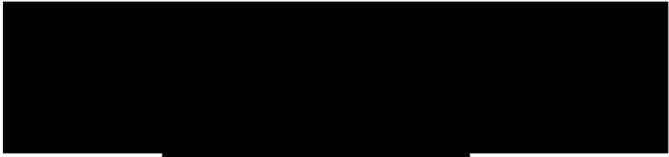




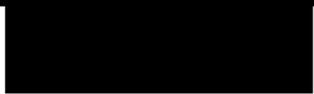
U.S. Citizenship
and Immigration
Services

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prevent clearly unwarranted
invasion of personal privacy

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FILE:



OFFICE: CALIFORNIA SERVICE CENTER

DATE: JAN 09 2008

[WAC 05 141 82186]

IN RE:

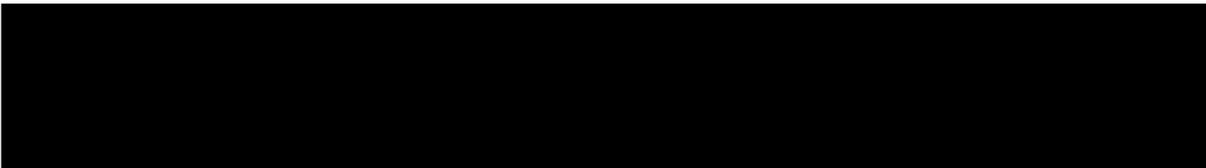
Applicant:



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 California Service Center. Any further inquiry must be made to that office.

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The re-registration application was denied by the Director, California Service Center (CSC), and is now before the Administrative Appeals Office on appeal. The appeal will be sustained and the application will be approved.

The applicant is a native and citizen of El Salvador who was granted Temporary Protected Status (TPS) under section 244 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1254, on August 25, 2001 [receipt number LIN 01 185 51144]. The director subsequently withdrew the applicant's TPS status on February 6, 2004, when it was determined that the applicant had failed to submit the required annual re-registration for the period between September 9, 2002 and November 12, 2003. On March 1, 2004, the applicant filed an appeal from the denial decision. In a separate decision addressing the appeal, the AAO has sustained that appeal and approved the TPS application.

During the pendency of Form I-290B, Notice of Appeal to the Administrative Appeals Office, the applicant filed the current TPS application [WAC 05 141 82186] on February 18, 2005, and indicated that she was re-registering for TPS. The CSC director denied the re-registration application on August 16, 2005, because the applicant's initial TPS application had been denied and the applicant was not eligible to apply for re-registration for TPS. Counsel appealed this decision of the CSC director on September 16, 2005.

The CSC director's denial of the application for re-registration or renewal is dependent upon the adjudication of the initial application. Since the applicant's TPS application [LIN 01 185 51144] has been approved, the appeal from the denial of the re-registration will be sustained and the application will also be approved.

An alien applying for TPS 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 met this burden.

ORDER: The appeal is sustained and the application is approved.