

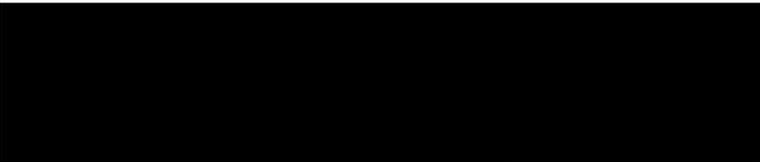
**PUBLIC COPY**



U.S. Citizenship  
and Immigration  
Services

identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy

*MI*



FILE: [REDACTED] OFFICE: California Service Center DATE: **JAN 18 2008**

[WAC 05 223 90519 –  
as it relates to  
WAC 01 187 54414]

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). It is currently on appeal before the Administrative Appeals Office (AAO). The appeal will be sustained, and the application approved.

The applicant is a national and 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 applicant filed an initial application for TPS on April 23, 2001, under receipt number WAC 01 187 54414. The application was denied on February 2, 2004, by the CSC on the ground of abandonment due to the applicant's non-payment of a fingerprinting fee. That proceeding is being reopened *sua sponte* by the AAO and the application is being approved in a separate decision.

The applicant filed another application on March 9, 2005, under receipt number WAC 05 223 90519, which she identified as an application to re-register for TPS. On September 21, 2005, the director denied the application, stating that since the original application had been denied, the applicant was ineligible to re-register for TPS. The applicant appealed.

The director's decision on the application for re-registration is dependent upon the adjudication of the initial application. Since the initial application is being approved, the appeal from the denial of the re-registration will be sustained and the application likewise 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 that burden.

**ORDER:** The appeal from the director's decision denying the re-registration application [WAC 05 223 90519] is sustained. The application is approved.