

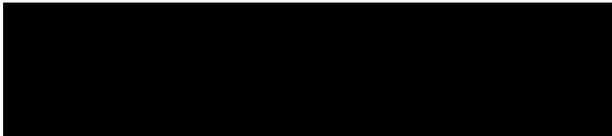


U.S. Citizenship
and Immigration
Services

Identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy

PUBLIC COPY

M1



FILE: [REDACTED] OFFICE: CALIFORNIA SERVICE CENTER DATE: AUG 01 2008
[WAC 01 197 51062]

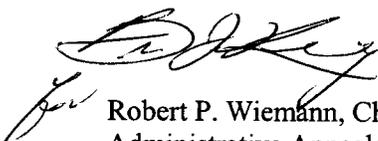
IN RE: Applicant: [REDACTED]

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.


for Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The applicant's Temporary Protected Status was withdrawn by the Director, California Service Center, and the case is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The applicant claims to be 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 February 10, 2004. The director subsequently withdrew the applicant's TPS on October 20, 2005, when it was determined that the applicant was ineligible for TPS because he had been convicted of a felony or two or more misdemeanors; namely:

1. Convicted of driving with .08 percent blood alcohol level or more, 23152(b) VC, a misdemeanor, in the Superior Court of California, County of Los Angeles, [REDACTED] on July 10, 2002 (name used: [REDACTED])
2. Convicted of (1) driving with .08 percent blood alcohol level or more, 23152(b) VC, a misdemeanor, and (2) driving with suspended-revoked license, 14601.5(a) VC, a misdemeanor, in the Superior Court of California, County of Los Angeles, on October 15, 2002 (name used: [REDACTED])
3. The Federal Bureau of Investigation fingerprint results report indicates that on April 14, 2004, in Norwalk, California, the applicant (name used: [REDACTED]) was arrested for driving with .08 percent blood alcohol level or more, 23152(b) VC, a misdemeanor. The final court disposition of this arrest is not contained in the record.

The director may withdraw the status of an alien granted TPS at any time if it is found 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. Section 244(c)(3)(A) of the Act and 8 C.F.R. § 244.14(a)(1).

The applicant makes no statement on appeal. Nor did he submit additional evidence in support of the appeal.

8 C.F.R. § 103.3(a)(1)(v) states, in pertinent part:

Summary dismissal. 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.

The applicant has failed to identify specifically an erroneous conclusion of law or a statement of fact in this proceeding. Accordingly, the appeal will be summarily dismissed. The decision of the director to withdraw the applicant's TPS status is affirmed.

ORDER: The appeal is summarily dismissed.