



U.S. Citizenship
and Immigration
Services

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FILE: [REDACTED]
[WAC 05 089 71311]

Office: California Service Center

Date: JUL 03 2007

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.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The initial application was denied, reopened, and denied again by the Director, Texas Service Center (TSC). A subsequent application for re-registration was denied by the Director, California Service Center, and is currently before the Administrative Appeals Office (AAO) on appeal. The case will be remanded for further consideration.

The applicant is a native and citizen of Honduras who is applying for 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 June 25, 2002, under receipt number SRC 02 210 55036. The TSC director denied the application on December 24, 2003, due to abandonment. On January 9, 2004, the applicant filed a motion to reopen the director's decision to deny the application. The TSC director denied the application again on June 15, 2004.

On July 2, 2004, the applicant appealed the TSC director's June 15, 2004, decision and the Chief, AAO, ordered that the initial application be remanded to the Director, California Service Center, for further action.

The director's denial of the current application for re-registration or renewal is dependent upon the adjudication of the initial application. Since the initial application is being remanded, the re-registration application must also be remanded to the director.

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 re-registration application is remanded for further action consistent with the director's final decision on the initial application.