



U.S. Citizenship
and Immigration
Services

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invasion of personal privacy**

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PUBLIC COPY

[REDACTED]

FILE:

[REDACTED]

Office: DETROIT

Date:

AUG 12 2005

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:

[REDACTED]

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.

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The approval of the Temporary Protected Status (TPS) application was withdrawn by the District Director, Detroit, Michigan, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed as moot, because the designated period of TPS for Liberia terminated on August 25, 2004.

The applicant is a Lebanese citizen who claims to be a resident of Liberia. She was granted TPS on December 19, 2002. The director subsequently withdrew approval of the TPS application on February 5, 2004, after determining that the applicant is not a citizen or national of Liberia.

The record indicates that the applicant was admitted to the United States on April 14, 1990, as a nonimmigrant B-2 visitor. At the time of her inspection, the applicant presented a Lebanese passport containing a United States nonimmigrant B-2 visa. On her Form I-94, Arrival/Departure Record, the applicant indicated that she is a citizen of Lebanon.

On appeal, the applicant's representative states that the district director abused her discretion by "exercising negative discretion without giving any reason therefore. . ."

On August 25, 2004, the Department of Homeland Security announced the termination of prior designations and the re-designation of TPS for nationals of Liberia (or aliens having no nationality who last habitually resided in Liberia). As the designation period for which the applicant requests TPS has passed, adjudication of the application at this time would serve no practical effect since any decision rendered by the AAO would be subsequent to the date of the termination date of the authorized period.

It is noted for the record that, since the applicant is neither an alien having no nationality who last habitually resided in Liberia or a Liberian citizen, she would not be eligible for any future re-designation of Liberia for TPS.

It is further noted that on October 21, 2001, an Immigration Judge in Detroit, Michigan, granted the applicant the privilege of voluntary departure to Lebanon or before February 25, 2002. There is no indication in the record that the applicant departed the United States in compliance with the grant of voluntary departure.

ORDER: The application is summarily dismissed.