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**U.S. Citizenship
and Immigration
Services**

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FILE:

Office: TEXAS SERVICE CENTER

Date:

JAN 26 2005

[SRC 01 252 56181]

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:

Self-represented

INSTRUCTIONS:

PUBLIC COPY

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 for

Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The application was denied by the Director, Texas Service Center, and is now before the Administrative Appeals Office on appeal. The appeal will be rejected.

The applicant is a native and citizen of Honduras who is seeking Temporary Protected Status (TPS) under section 244 of the Immigration and Nationality Act (the Act), 8 U.S.C. § 1254.

The director denied the application because the applicant failed to establish that he was eligible for late initial registration.

"Affected Party" means the person or entity with legal standing in a proceeding. 8 C.F.R. § 103.3(a)(1)(iii)(B).

An appeal filed by a person or entity not entitled to file it must be rejected as improperly filed. In such a case, any filing fee which has been accepted will not be refunded. 8 C.F.R. § 103.3(a)(2)(v).

In this case, the appeal was filed by [REDACTED] indicates that she is an attorney or representative, representing the Hispanic Help Line [REDACTED] Oklahoma City, Oklahoma. It is noted that the record does not contain a completed Form G-28, Notice of Entry of Appearance as Attorney or Representative, authorizing [REDACTED] representation of the applicant, and indicating her status as an accredited representative, or the organization's status as an accredited representative recognized by the Board of Immigration Appeals. Furthermore, the U.S. Department of [REDACTED] Office for Immigration Review, Recognition and Accreditation Roster does not list either [REDACTED] or the Hispanic Help Line as recognized entities. The applicant also failed to sign the Form I-290B, Notice of Appeal. It must be concluded that the appeal has not been filed by an affected party in this proceeding. Therefore, the appeal will be rejected.

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 appeal is rejected.