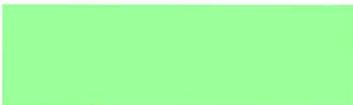




U.S. Citizenship
and Immigration
Services

(b)(6)



DATE: FEB 19 2013

Office: VERMONT SERVICE CENTER

FILE: [REDACTED]

IN RE: Applicant: [REDACTED]

APPLICATION: Application for Temporary Protected Status under Section 244 of the Immigration and Nationality Act, 8 U.S.C. § 1254a

ON BEHALF OF APPLICANT: Self-represented

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the Vermont Service Center. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

Thank you,

A handwritten signature in black ink, appearing to read "Ron Rosenberg".

Ron Rosenberg
Acting Chief, Administrative Appeals Office

DISCUSSION: The applicant's Temporary Protected Status was withdrawn by the Director, Vermont Service Center. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The applicant is 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. The director withdrew the applicant's TPS because he had failed to appear for fingerprinting on April 10, 2012.

The regulation at 8 C.F.R. § 103.3(a)(1)(iii) states, in pertinent part:

(B) Meaning of affected party. For purposes of this section and §§ 103.4 and 103.5 of this part, *affected party* (in addition to the Service) means the person or entity with legal standing in a proceeding. It does not include the beneficiary of a visa petition.

The regulation at 8 C.F.R. § 103.3(a)(2)(v) states:

Improperly filed appeal – (A) Appeal filed by person or entity not entitled to file it – (1) Rejection without refund of filing fee. 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 the Service has accepted will not be refunded.

Reputable Individuals are defined as any reputable individual of good moral character, provided that he has a pre-existing relationship or connection with the person entitled to representation (e.g., as a relative) provided that such requirement may be waived as a matter of administrative discretion, in cases where adequate representation would not otherwise be available. 8 C.F.R. § 292.1(3)(iii).

The Form I-290B, Notice of Appeal or Motion, Part 1 (Information about the individual/business/organization filing the appeal), submitted indicates that it is being filed by [REDACTED] of Centro Salvadoreno. The Form I-290B, however, was not signed by Ms. [REDACTED] and the record, does not contain the required Form G-28, Notice of Entry of Appearance as Attorney or Representative, authorizing this individual to act on behalf of the applicant. Therefore, the business/organization's eligibility is unknown. 8 C.F.R. §§ 103.2 and 292.1(a)(4). The Form I-290B is not properly filed and will be rejected.

The Form I-290B, Part 4, contains a signatory of the applicant on his behalf by an individual claiming to be his son. No accompanying evidence, such as a power of attorney or court order, was submitted to establish that this individual has the authority to sign on the behalf of the applicant. As the individual's eligibility is also unknown, the Form I-290B is not properly filed and will be rejected. The decision will be furnished only to the applicant at his address of record.

ORDER: The appeal is rejected.