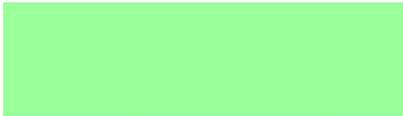


(b)(6)

U.S. Department of Homeland Security
U.S. Citizenship and Immigration Service
Administrative Appeals Office (AAO)
20 Massachusetts Ave., N.W., MS 2090
Washington, DC 20529-2090

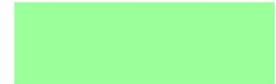


U.S. Citizenship
and Immigration
Services

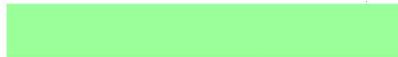


DATE: FEB 19 2015

Office: VERMONT SERVICE CENTER



IN RE: Applicant:



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 (AAO) in your case. This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions.

Thank you,

A handwritten signature in black ink that reads "Michael Shumway".

for Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The applicant's Temporary Protected Status was withdrawn and an application for re-registration was simultaneously denied by the Director, Vermont Service Center. The applicant has appealed the decision and the matter is now before the Administrative Appeals Office for review. The appeal will be sustained.

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. On March 5, 2014, the director withdrew TPS because the applicant failed to appear for the scheduled fingerprinting or request a rescheduling of the appointment.

On appeal, the applicant asserts that he did not receive the fingerprint notification.

The applicant's filed his Form I-765, Application for Employment Authorization, and Form I-821, Application for Temporary Protected Status, on July 31, 2013. The applicant listed his address on the Form I-765 as "[REDACTED]". On October 23, 2013, an Appointment Notice (Form I-797C) was sent to the address listed on Form I-765 advising him to appear at the Application Support Center in [REDACTED] California, for fingerprinting at 8:00 a.m. on November 8, 2013. The notice was returned as undeliverable.

However, on his TPS application the applicant listed his address as [REDACTED]. The record reflects that the applicant has maintained this address since the filing of his initial TPS application in September 2002.

U.S. Citizenship and Immigration Services electronic record indicates that the applicant was subsequently fingerprinted on November 24, 2014 with negative results. Therefore, the director's decision to withdraw TPS and deny the re-registration application for failing to be fingerprinted on will be withdrawn. The applicant's TPS will be reinstated and the re-registration application will be approved.

ORDER: The appeal is sustained. The director's decision is withdrawn and the applicant's TPS is reinstated.