



U.S. Citizenship
and Immigration
Services

(b)(6)



DATE:

JUN 10 2015

FILE #:

APPLICATION RECEIPT #:

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:

NO REPRESENTATIVE OF RECORD

For the reasons stated herein, the Administrative Appeals Office (AAO) has rejected your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

Thank you,

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

Ron Rosenberg
Chief, Administrative Appeals Office

DISCUSSION: The Acting Center Director, Vermont Service Center, denied the applicant employment authorization. The matter is now before the Administrative Appeals Office (AAO) on appeal. The matter will be remanded for further action consistent with this decision.

The applicant is a native and citizen of El Salvador who filed an initial Application for Temporary Protected Status (Form I-821) on February 22, 2012. The acting center director denied the Form I-821 on December 5, 2012 based on the applicant's failure to establish eligibility for late registration, continuous residence and continuous physical presence in the United States during the qualifying periods. The applicant subsequently filed a Form I-821 and an Application for Employment Authorization (Form I-765) to apply for the re-registration of Temporary Protected Status (TPS) on August 21, 2013

On April 16, 2014, the acting director issued a decision indicating that the applicant was not eligible for employment authorization based on the prior denial of the initial Form I-821. Although the Notice of Intent to Deny dated February 3, 2014, indicated that failure to provide the requested documentation would result in the denial of the applicant's TPS re-registration application, the acting center director did not address the applicant's August 21, 2013 Form I-821 application for re-registration in its denial decision, and there is no other decision for this application in the record. On appeal, the applicant seeks review of the acting center director's TPS determination. Consequently, we deem the applicant's appeal an appeal of the denial of his re-registration application. Insofar as the record does not contain a decision on that application, and the acting center director's decision of April 16, 2014 does not address that application, the matter will be remanded for the issuance of a decision on the TPS re-registration application. If that decision is adverse to the applicant, the director shall certify it to the AAO for review.

ORDER: The matter is remanded for issuance of a decision on the application for TPS re-registration.