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

**Non-Precedent Decision of the  
Administrative Appeals Office**

MATTER OF A-E-

DATE: OCT. 28, 2015

APPEAL OF CALIFORNIA SERVICE CENTER DECISION

APPLICATION: FORM I-821, APPLICATION FOR TEMPORARY PROTECTED STATUS

The Applicant, a native and citizen of Haiti, seeks review of the decision denying the renewal of the Applicant's temporary protected status (TPS). *See* Immigration and Nationality Act (the Act) § 244, 8 U.S.C. § 1254(a). The Director, California Service Center, denied the application. The matter is now before us on appeal. The appeal will be dismissed.

On July 31, 2014, the Director denied the current application for re-registration because it was determined that the Applicant had not previously been granted TPS, and as such, the Applicant was not eligible to apply for re-registration of TPS.

The evidence of record, however, indicates that the Applicant was granted TPS on [REDACTED] 2010. During the re-registration period of May 23, 2011, through August 22, 2011, the Applicant filed an application for re-registration. In a decision dated March 13, 2012, the Director withdrew the Applicant's TPS and denied the previous application for re-registration.<sup>1</sup>

Filing an application for TPS during a designated re-registration period does not render all individuals eligible for the benefit sought. The re-registration period is limited to individuals who have previously registered for TPS and whose applications have been granted or who did not file during the initial registration period and meet any of the criteria under the late initial registration provisions described in 8 C.F.R. § 244.2(f)(2), as well as all other TPS eligibility criteria. Extension of the Designation of Haiti for TPS, 80 Fed. Reg. 51582 (August 25, 2015).

The Applicant indicated at part 3.1.b of the Form I-290B, Notice of Appeal or Motion, that he would file a brief and/or additional evidence with us within 30 days. To date, we have not received any additional evidence, and the Applicant did not submit any statements identifying an erroneous conclusion of law or fact in the decision being appealed, as required by Part 4 of the appeal form. Therefore, the record must be considered complete.

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<sup>1</sup> The Director withdrew the Applicant's TPS and denied the previous application for re-registration, as the Applicant had been convicted of two or more misdemeanors in the United States. No appeal was filed from that decision.

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In the instant case, the record reflects that the Applicant was not eligible to apply for re-registration of TPS due to the withdrawal of his TPS on March 13, 2012. Accordingly, the Director's decision to deny the current application for re-registration will be affirmed.

In application proceedings, it is the Applicant's burden to establish eligibility for the immigration benefit sought. Section 291 of the Act, 8 U.S.C. § 1361. Here, that burden has not been met.

**ORDER:** The appeal is dismissed.

Cite as *Matter of A-E-*, ID# 14526 (AAO Oct. 28, 2015)