



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

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

MATTER OF N-O-B-T-

DATE: MAY 2, 2016

APPEAL OF VERMONT SERVICE CENTER DECISION

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

The Applicant, a native and citizen of El Salvador, seeks temporary protected status (TPS). *See* Immigration and Nationality Act (the Act) section 244, 8 U.S.C. § 1254a. Temporary protected status provides lawful status and protection from removal for foreign nationals, of specifically designated countries, who register during designated periods, satisfy country-specific continuous residence and physical presence requirements, are admissible to the United States, are not firmly resettled in another country, and are not subject to certain criminal- and security-related bars.

The Director, Vermont Service Center, denied the application for re-registration for TPS. The Director concluded because the Applicant's TPS had been withdrawn on February 11, 2013, the current application for re-registration could not be approved. The matter is now before us on appeal. Upon *de novo* review, we will dismiss the appeal.

The record reflects that on January 9, 2013, a Form I-862, Notice to Appear, was served on the Applicant and subsequently filed with an immigration court. As provided in 8 C.F.R. § 244.18(b), the filing of a charging document by the Department of Homeland Security with an immigration court renders inapplicable any other administrative, adjudication, or review of eligibility for TPS.

As provided in 8 C.F.R. § 244.18(b), the appeal, in this case, is no longer within our jurisdiction. Therefore, the appeal will be dismissed.

ORDER: The appeal is dismissed.

Cite as *Matter of N-O-B-T-*, ID# 17183 (AAO May 2, 2016)