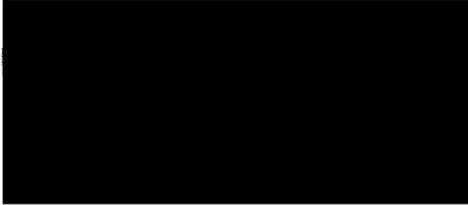


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invasion of personal privacy



U.S. Citizenship
and Immigration
Services

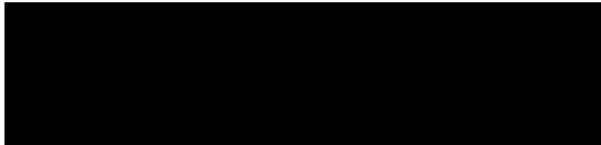
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FILE: LIN 06 037 52250 Office: NEBRASKA SERVICE CENTER Date: JUN 26 2006

IN RE: Petitioner:
Beneficiaries:



PETITION: Petition for a Nonimmigrant Worker Pursuant to Section 101(a)(15)(H)(ii)(b) of the
Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(ii)(b)

ON BEHALF OF PETITIONER:

SELF-REPRESENTED

INSTRUCTIONS:

This is the decision of the Administrative Appeals Office in your case. All documents have been returned to the office that originally decided your case. Any further inquiry must be made to that office.

A handwritten signature in cursive script, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The nonimmigrant visa petition was denied by the Acting Director, Nebraska Service Center, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The petitioner is an all-season resort located in southeast Wisconsin. It desires to extend its authorization to employ the beneficiaries as housekeepers pursuant to section 101(a)(15)(H)(ii)(b) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(H)(ii)(b) for 11 months. The Department of Labor (DOL) determined that a temporary labor certification by the Secretary of Labor could be made. The director determined that the petitioner had not established that the need for the beneficiaries' services is temporary and denied the petition. The matter is now before the AAO on appeal.

Upon review, it is noted that the petition and the appeal were prepared by an unauthorized practitioner.¹ Although the petition is accompanied by a Form G-28, Notice of Entry of Appearance by an Attorney or Representative, the practitioner listed has been suspended from practicing law before the Department of Homeland Security indefinitely, effective July 18, 2005. This practitioner is unauthorized to undertake representations on the petitioner's behalf. *See* 8 C.F.R. § 292.1. No evidence of record indicates that [REDACTED] has been reinstated. Accordingly, the assertions of counsel will not be considered in this proceeding.

As the appeal was improperly filed, the appeal must be rejected.

ORDER: The appeal is rejected.

¹ The petition and the appeal were signed by [REDACTED]. A review of the *List of Disciplined Practitioners*, dated June 14, 2006, of the Department of Justice's Executive Office for Immigration Review, at <http://www.usdoj.gov/eoir/profcond/chart.htm>, indicates that [REDACTED] was indefinitely suspended on July 18, 2005.