



U.S. Department of Justice  
Immigration and Naturalization Service



**PUBLIC COPY**

OFFICE OF ADMINISTRATIVE APPEALS  
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Washington, D.C. 20536



**Identifying data deleted to  
prevent clearly unwarranted  
intrusion of privacy**

FILE:



Office: San Antonio

Date: **JAN 14 2003**

IN RE: Obligor:

Bonded Alien:



IMMIGRATION BOND: Bond Conditioned for the Delivery of an Alien under Section 103  
of the Immigration and Nationality Act, 8 U.S.C. 1103

IN BEHALF OF OBLIGOR:



**INSTRUCTIONS:**

This is the decision 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.

If you believe the law was inappropriately applied or the analysis used in reaching the decision was inconsistent with the information provided or with precedent decisions, you may file a motion to reconsider. Such a motion must state the reasons for reconsideration and be supported by any pertinent precedent decisions. Any motion to reconsider must be filed within 30 days of the decision that the motion seeks to reconsider, as required under 8 C.F.R. 103.5(a)(1)(i).

If you have new or additional information that you wish to have considered, you may file a motion to reopen. Such a motion must state the new facts to be proved at the reopened proceeding and be supported by affidavits or other documentary evidence. Any motion to reopen must be filed within 30 days of the decision that the motion seeks to reopen, except that failure to file before this period expires may be excused in the discretion of the Service where it is demonstrated that the delay was reasonable and beyond the control of the applicant or petitioner. Id.

Any motion must be filed with the office that originally decided your case along with a fee of \$110 as required under 8 C.F.R. 103.7.

FOR THE ASSOCIATE COMMISSIONER,  
EXAMINATIONS

Robert P. Wiemann, Director  
Administrative Appeals Office

**DISCUSSION:** The delivery bond in this matter was declared breached by the District Director, San Antonio, Texas, and is now before the Associate Commissioner for Examinations on appeal. The appeal will be sustained.

The record indicates that on February 23, 2001, the obligor posted a \$5,000 bond conditioned for the delivery of the above referenced alien. The record reveals that the Notice to Deliver Alien (Form I-340) dated July 23, 2002 was issued with an incorrect A-number. As such, the breach is not valid.

**ORDER:** The appeal is sustained. The district director's decision declaring the bond breached is withdrawn and the bond is continued in full force and effect.