



U.S. Citizenship
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Services

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FILE: [Redacted]

Office: ST. PAUL

Date: MAY 8 2004

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

ON BEHALF OF OBLIGOR: 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.


Robert P. Wiemann, Director
Administrative Appeals Office

DISCUSSION: The delivery bond in this matter was declared breached by the Field Office Director, Detention and Removal, St. Paul, Minnesota, and is now before the Administrative Appeals Office on appeal. The appeal will be rejected.

The record indicates that on January 17, 2003, the obligor posted a \$5,000 bond conditioned for the delivery of the above referenced alien. A Notice to Deliver Alien (Form I-340) dated October 27, 2003, was sent to the obligor via certified mail, return receipt requested. The notice demanded the bonded alien's surrender into the custody of an officer of Immigration and Customs Enforcement (ICE) at 9:00 a.m. on November 10, 2003, at [REDACTED]. The obligor failed to present the alien, and the alien failed to appear as required. On November 13, 2003, the field office director informed the obligor that the delivery bond had been breached.

The regulation at 8 C.F.R. § 103.2(a)(1) provides, in part, that “[e]very application, petition, appeal, motion, request ... shall be executed and filed in accordance with the instructions on the form, such instructions ... being hereby incorporated into the particular section of the regulations in this chapter requiring its submission.” The instructions at item six on the appeal Form I-290B specifically require a signature of this form when the decision is appealed.

The Form I-290B was not signed by the obligor. Therefore, the appeal has not been properly filed, and must be rejected.

ORDER: The appeal is rejected.