



U.S. Citizenship
and Immigration
Services

GH

[Redacted]

FILE:

[Redacted]

Office: SALT LAKE CITY

Date:

NOV 2014

IN RE:

Obligor:

Bonded Alien:

[Redacted]

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:

[Redacted]

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, Salt Lake City, Utah, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be dismissed as moot.

The record indicates that on July 31, 2002, the obligor posted a \$7,000 bond conditioned for the delivery of the above referenced alien. A Notice to Deliver Alien (Form I-340) dated April 1, 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) on April 30, 2003, at [REDACTED]. The obligor failed to present the alien, and the alien failed to appear as required. On May 5, 2003, the field office director informed the obligor that the delivery bond had been breached.

On appeal, counsel states that ICE failed to include a photograph of the alien with the questionnaire.¹

The record reflects that on June 16, 2003, ICE rescinded the breach notice and issued new demand. It is noted that once a new demand is sent to the obligor, the new demand supersedes all prior demands namely, the demand issued on April 1, 2003.

ORDER: The appeal is dismissed.

¹ Capital Bonding Corporation executed a settlement agreement with the legacy INS on February 21, 2003, in which it agreed not to raise certain arguments on appeals of bond breaches. The AAO will adjudicate the appeal notwithstanding Capital Bonding Corporation's failure to comply with the settlement agreement in this case.