

identifying data deleted to
prevent classification-warranted
invasion of personal privacy

U.S. Department of Homeland Security
20 Mass. Ave., N.W., Rm. 3000
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

PUBLIC COPY



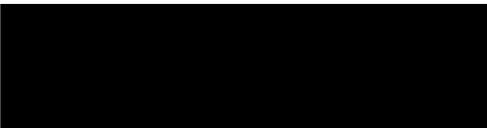
63

FILE: [Redacted]

Office: LOS ANGELES

Date: NOV 20 2007

IN RE: Obligor:
Bonded Alien:



IMMIGRATION BOND: Bond Conditioned for Voluntary Departure under § 240B of the
Immigration and Nationality Act, 8 U.S.C. § 1229c

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, Chief
Administrative Appeals Office

DISCUSSION: The voluntary departure bond in this matter was declared breached by the Field Office Director, Detention and Removal, Los Angeles, California, and is now before the Administrative Appeals Office on appeal. The appeal will be summarily dismissed.

The record indicates that on October 29, 2003, the obligor posted a \$500.00 bond conditioned for his voluntary departure. On October 23, 2003, an immigration judge (IJ) issued an order granting the alien voluntary departure in lieu of removal on or before December 22, 2003. The bonded alien appealed the IJ's decision to the Board of Immigration Appeals (BIA). On March 31, 2005, the BIA affirmed, without opinion, the IJ's decision, and granted the alien voluntary departure within 30 days from the date of the order. On May 2, 2005, the alien filed a petition for review and motion for stay of removal before the United States Court of Appeals for the Ninth Circuit (Ninth Circuit). On August 2, 2005, the Ninth Circuit dismissed the petition for failure to prosecute and issued its mandate on August 23, 2005. On June 29, 2007, the field office director concluded the bond had been breached on April 30, 2005.

8 C.F.R. § 103.3(a)(1)(v) states, in pertinent part:

An officer to whom an appeal is taken shall summarily dismiss any appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal.

On appeal, the obligor merely indicated that a brief and/or evidence would be submitted within 30 days. However, more than four months later, no additional correspondence has been presented by the obligor.

Inasmuch as the obligor has failed to identify specifically an erroneous conclusion of law or a statement of fact as a basis for the appeal, the regulations mandate the summary dismissal of the appeal.

ORDER: The appeal is dismissed.