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U.S. Department of Homeland Security  
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Washington, DC 20529



**U.S. Citizenship  
and Immigration  
Services**

H4

**identifying data deleted to  
prevent clearly unwarranted  
invasion of personal privacy**

[Redacted]

**FILE:** [Redacted] **Office:** CALIFORNIA SERVICE CENTER **Date:** SEP 20 2007

**IN RE:** [Redacted]

**APPLICATION:** Application for Permission to Reapply for Admission into the United States after Deportation or Removal under section 212(a)(9)(A)(iii) of the Immigration and Nationality Act, 8 U.S.C. § 1182(a)(9)(A)(iii)

**ON BEHALF OF APPLICANT:**

[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, Chief  
Administrative Appeals Office

**DISCUSSION:** The Director, California Service Center, denied the Application for Permission to Reapply for Admission into the United States after Deportation or Removal (Form I-212) and it is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected as improperly filed.

In order to properly file an appeal, the regulation at 8 C.F.R. § 103.3(a)(2)(i) provides that the affected party must file an appeal on Form I-290B.

The record indicates that the director issued the decision on April 28, 2006. It is noted that the director properly gave notice to the applicant that she had to file the appeal on Form I-290B. The record reflects that counsel failed to file a Form I-290B. Therefore, counsel failed to comply with the requirements of 8 C.F.R. § 103.3(a)(2)(i) for filing an appeal. Accordingly, the appeal was improperly filed.

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

**ORDER:** The appeal is rejected.