



U.S. Citizenship
and Immigration
Services

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invasion of personal privacy**

PUBLIC COPY

MAR 26 2007
Date:

FILE:

MSC 02 239 60489

Office: CHICAGO

IN RE:

Applicant:

APPLICATION:

Application for Status as a Permanent Resident pursuant to Section 1104 of the Legal Immigration Family Equity (LIFE) Act of 2000, Pub. L. 106-553, 114 Stat. 2762 (2000), *amended by* LIFE Act Amendments, Pub. L. 106-554, 114 Stat. 2763 (2000)

ON BEHALF OF APPLICANT:

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. If your appeal was sustained, or if the matter was remanded for further action, you will be contacted. If your appeal was dismissed, you no longer have a case pending before this office, and you are not entitled to file a motion to reopen or reconsider your case.



Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The application for permanent resident status under the Legal Immigration Family Equity (LIFE) Act was denied by the District Director, Chicago, Illinois, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The district director denied the application because the applicant had not demonstrated that he had continuously resided in the United States in an unlawful status from before January 1, 1982 through May 4, 1988. Section 1104(c)(2)(B) of the LIFE Act; 8 C.F.R. § 245a.11(b).

On appeal, counsel states that the applicant has provided sufficient evidence to establish by a preponderance of the evidence that he qualifies for benefits under the LIFE Act.

The Form I-290B, Notice of Appeal to the Administrative Appeals Unit, is not signed. 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 Form I-290B specifically require a signature on this form when the decision is appealed.

As the Form I-290B was not signed by applicant or anyone authorized to act on his behalf in accordance with 8 C.F.R. § 103.2(a)(3), the appeal has not been properly filed, and must be rejected.

ORDER: The appeal is rejected.