

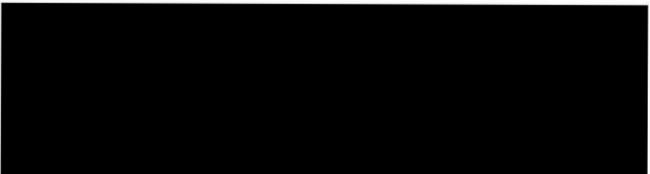
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U.S. Citizenship
and Immigration
Services

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FILE: [Redacted]
XHU 88 182 09156

Office: TEXAS SERVICE CENTER Date: NOV 15 2006

IN RE: Applicant: [Redacted]

APPLICATION: Application for Status as a Temporary Resident pursuant to Section 245A of the Immigration and Nationality Act, as amended, 8 U.S.C. § 1255a.

ON BEHALF OF APPLICANT: 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 application for temporary resident status was denied by the Director, Southern Regional Processing Facility, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The director denied the application because the applicant failed to establish his aliases and failed to submit the court disposition for his arrest on November 18, 1984 for carrying a pistol.

The regulation at 8 C.F.R. § 292.4(a) provides, in part, that “[a] notice of appearance entered in application or petition proceedings must be signed by the applicant to authorize representation in order for the appearance to be recognized by Citizenship and Immigration Services”

In the instant case, the applicant did not sign the Form G-28, Entry of Appearance as Attorney or Representative.

Accordingly, pursuant to 8 C.F.R. § 292.4(a), the AAO sought to clarify whether [REDACTED] is authorized to represent the applicant in this proceeding. On September 22, 2006, the AAO telephoned counsel’s office and requested that a properly executed Form G-28 be submitted. To date, however, a properly executed Form G-28 has not been submitted to the AAO. Accordingly, there is no evidence that Ms. [REDACTED] is authorized to represent the applicant in this proceeding and to file a Form I-694 on behalf of the applicant. As there is nothing in the record that demonstrates that Ms. [REDACTED] is the applicant’s representative and therefore acting on behalf of a recognized party, counsel is not authorized to file an appeal. 8 C.F.R. § 103.3(a)(1)(iii)(B). As the appeal was not properly file, it will be rejected. 8 C.F.R. § 103.3(a)(2)(v)(A)(1).

ORDER: The appeal is rejected.