

U.S. Department of Homeland Security  
U.S. Citizenship and Immigration Services  
Administrative Appeals Office (AAO)  
20 Massachusetts Ave., N.W., MS 2090  
Washington, DC 20529-2090



U.S. Citizenship  
and Immigration  
Services

[Redacted]

B6

DATE NOV 01 2012 OFFICE: TEXAS SERVICE CENTER

FILE: [Redacted]

IN RE: Petitioner: [Redacted]  
Beneficiary: [Redacted]

PETITION: Immigrant Petition for Alien Worker as a Skilled Worker or Professional Pursuant to Section 203(b)(3) of the Immigration and Nationality Act, 8 U.S.C. § 1153(b)(3)

ON BEHALF OF PETITIONER:  
[Redacted]

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the office that originally decided your case. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

Thank you,

Perry Rhew  
Chief, Administrative Appeals Office

**DISCUSSION:** The Director, Texas Service Center, denied the petitioner's employment-based immigrant visa petition. The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The petitioner is a demolition business. It seeks to employ the beneficiary permanently in the United States as a demolition supervisor. As required by statute, the petition is accompanied by an ETA Form 9089, Application for Permanent Employment Certification, approved by the U.S. Department of Labor. The director's decision denying the petition concluded that the petitioner failed to establish its ability to pay the proffered wage.

All documents submitted to U.S. Citizenship and Immigration Services be executed and filed in accordance with the instructions on the form. 8 C.F.R. § 103.2(a)(1). The instructions to Form I-290B, Notice of Appeal or Motion, state that the petitioner or its representative must sign Form I-290B.

In this matter, the petitioner attempted to file an appeal with an unsigned Form I-290B. As the Form I-290B is unsigned, the appeal must be rejected.<sup>1</sup>

**ORDER:** The appeal is rejected.

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<sup>1</sup> See also, 8 C.F.R. § 103.2(a)(7)(i) (an application or petition which is not properly signed shall be rejected as improperly filed).