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U.S. Citizenship
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MAY 11 2005

FILE: WAC 04 067 50297 Office: CALIFORNIA SERVICE CENTER Date:

IN RE: Petitioner:
Beneficiary:

PETITION: Petition for a Nonimmigrant Worker Pursuant to Section 101(a)(15)(H)(i)(b) of the Immigration and Nationality Act, 8 U.S.C. § 1101(a)(15)(H)(i)(b)

ON BEHALF OF PETITIONER:

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, Director
Administrative Appeals Office

DISCUSSION: The service center director denied the nonimmigrant visa petition and the matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected as improperly filed.

The petitioner submitted a timely Form I-290B on July 13, 2004. On August 18, 2004 Citizenship and Immigration Services (CIS) notified the petitioner that the check submitted with the appeal was returned by the bank, and that if the payment were not received within 14 days, the petition would be automatically rejected, although the debt would still be due. *See* 8 C.F.R. § 103.2(a)(7)(ii). No payment was received within 14 days.

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

ORDER: The appeal is rejected.