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U.S. Department of Homeland Security
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U.S. Citizenship
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FILE: WAC 05 207 50193 Office: CALIFORNIA SERVICE CENTER Date: **OCT 04 2007**

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:



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

Robert P. Wiemann, Chief
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.

It is noted that the I-290B appeal form was prepared and signed by Robert D. Green, BGAI Representative, P.O. Box 3076, Santa Clara, CA 95055-3076. Although the appeal is accompanied by a Form G-28, Notice of Entry of Appearance by an Attorney or Representative, Mr. Green has not established that he is a licensed attorney or an accredited representative authorized to undertake representations on the petitioner's behalf. *See* 8 C.F.R. § 292.1. Accordingly, the assertions of Mr. Green will not be considered in this proceeding.

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

ORDER: The appeal is rejected.