

**identifying data deleted to
prevent clearly unwarranted
invasion of personal privacy**

U.S. Department of Homeland Security
20 Massachusetts Ave., N.W., Rm. 3000
Washington, DC 20529



U.S. Citizenship
and Immigration
Services

PUBLIC COPY

F



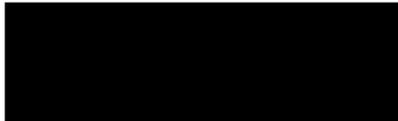
FILE:

Office: DES MOINES, IA

Date: JAN 31 2008

IN RE: Petitioner:

Beneficiary:



Petition: Petition to Classify Orphan as an Immediate Relative Pursuant to Section 101(b)(1)(F) of the Immigration and Nationality Act, 8 U.S.C. 1101(b)(1)(F)

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.

A handwritten signature in black ink, appearing to read "Robert P. Wiemann".

Robert P. Wiemann, Chief
Administrative Appeals Office

DISCUSSION: The Field Office Director, Des Moines, Iowa, issued a Notice of Intent to Revoke the immigrant visa petition. The matter is now before the Administrative Appeals Office (AAO) prematurely on appeal. The appeal will be rejected.

The petitioner, a U.S. citizen, filed the Petition to Classify Orphan as an Immediate Relative (I-600 petition). The I-600 petition was approved on November 17, 2006 and forwarded to the U.S. Consulate in Manila. On May 16, 2007, the petition was returned by the U.S. Department of State with a recommendation that it be revoked. On July 23, 2007, the field office director issued a Notice of Intent to Revoke the I-600 petition. Instead of responding to the director's notice, the petitioner filed the instant appeal on August 20, 2007.

As the petitioner has not been revoked by the field office director, the appeal is premature and must be rejected. The director may consider the materials submitted in support of this appeal as a response to her notice of intent to revoke.¹ Should the petition be revoked by the director, the petitioner may file an appeal at that time.

The AAO notes further that its appellate jurisdiction is limited, and that it has no jurisdiction to review notices of intent to revoke. *See generally*, 8 C.F.R. § 103.1(f)(3)(iii) (2003) and 8 C.F.R. § 2.1 (2004). This appeal must therefore be rejected.

ORDER: The appeal is rejected.

¹ The AAO notes that a review of the record suggests that the beneficiary is not an "orphan" as defined in section 101(b)(1)(F) of the Act, 8 U.S.C. § 1101(b)(1)(F).