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U.S. Department of Homeland Security  
U.S. Citizenship and Immigration Services  
Office of Administrative Appeals MS 2090  
Washington, DC 20529-2090



U.S. Citizenship  
and Immigration  
Services

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FILE: [REDACTED] Office: COW Date: APR 20 2009

IN RE: Obligor: [REDACTED]  
Bonded Alien: [REDACTED]

IMMIGRATION BOND: Bond Conditioned for the Delivery of an Alien under Section 103 of the  
Immigration and Nationality Act, 8 U.S.C. § 1103

ON BEHALF OF OBLIGOR: 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.

John F. Grissom  
Acting Chief, Administrative Appeals Office

**DISCUSSION:** The delivery bond in this matter was declared breached by the Director, Headquarters, Bonds, Immigration and Customs Enforcement (ICE), and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be sustained.

The record indicates that on July 11, 2007, the obligor posted a \$10,000 bond conditioned for the delivery of the above referenced alien. A Notice to Deliver Alien (Form I-340) dated October 29, 2008, was sent to the obligor via certified mail, return receipt requested. The notice demanded the bonded alien's surrender into the custody of ICE at 10:00 a.m. within five days of November 18, 2008, at the nearest ICE, Detention and Removal Office. The obligor failed to present the alien, and the alien failed to appear as required. On December 9, 2008, the director informed the obligor that the delivery bond had been breached.

On appeal, the obligor provides a Form G-146, which reflects that the bonded alien appeared at the United States Embassy in Kingston, Jamaica with travel documentation confirming the alien's departure from the United States on May 5, 2008.

The record reflects that a removal hearing was held on January 9, 2008, and the alien was granted voluntary departure from the United States on or before May 8, 2008, with an alternate order of removal to take effect in the event that the alien failed to depart as required. The authenticity of the Form G-146 has been verified by a representative of the United States Embassy in Kingston, Jamaica.

Based on the documentation from the United States Embassy in Kingston, Jamaica, establishing that the bonded alien timely departed the United States, the director's decision to breach the bond will be withdrawn, and the bond will be canceled.

**ORDER:** The appeal is sustained. The field office director's decision declaring the bond breached is withdrawn and the bond will be canceled.