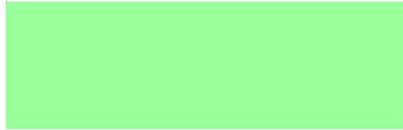


(b)(6)

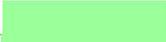


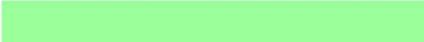
U.S. Citizenship  
and Immigration  
Services



DATE: DEC 08 2014

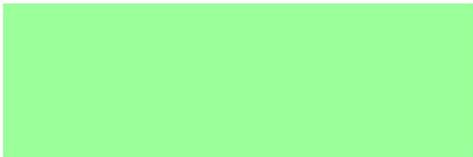
Office: LOS ANGELES

FILE: 

IN RE: Obligor:   
Bonded Alien: 

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:



INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office (AAO) in your case.

This is a non-precedent decision. The AAO does not announce new constructions of law nor establish agency policy through non-precedent decisions. If you believe the AAO incorrectly applied current law or policy to your case or if you seek to present new facts for consideration, you may file a motion to reconsider or a motion to reopen, respectively. Any motion must be filed on a Notice of Appeal or Motion (Form I-290B) within 33 days of the date of this decision. **Please review the Form I-290B instructions at <http://www.uscis.gov/forms> for the latest information on fee, filing location, and other requirements. See also 8 C.F.R. § 103.5. Do not file a motion directly with the AAO.**

Thank you,

A handwritten signature in black ink, appearing to read "Ron Rosenberg".

Ron Rosenberg  
Chief, Administrative Appeals Office

**DISCUSSION:** The delivery bond in this matter was declared breached by the Field Office Director, Detention and Removal, Los Angeles, California, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be summarily dismissed.

The record indicates that on October 27, 2009, the obligor posted a \$3,500 bond conditioned for the delivery of the above referenced alien. A Notice to Deliver Alien (Form I-340) dated September 3, 2014, was sent to the obligor via regular mail.<sup>1</sup> The notice demanded the bonded alien's appearance for an interview before an officer of Immigration and Customs Enforcement (ICE) at 9:00 a.m. on September 15, 2014, at [REDACTED]. The obligor failed to present the alien, and the alien failed to appear as required. On September 16, 2014, the field office director informed the obligor that the delivery bond had been breached.

On appeal, counsel for the obligor does not address the basis for the breach notice or provide any evidence to overcome the director's finding. Counsel indicates at Part 3.1.b. on the appeal form that a brief and/or additional evidence would be submitted to the AAO within 30 days.<sup>2</sup> To date, however, no additional correspondence has been presented by counsel or the obligor. Therefore, the record must be considered complete.

The regulation at 8 C.F.R. § 103.3(a)(1)(v) states, in pertinent part:

*Summary dismissal.* An officer to whom an appeal is taken shall summarily dismiss any appeal when the party concerned fails to identify specifically any erroneous conclusion of law or statement of fact for the appeal.

Inasmuch as the obligor has failed to overcome the director's finding and has failed to identify specifically an erroneous conclusion of law or a statement of fact as a basis for the appeal, the regulations mandate the summary dismissal of the appeal.

**ORDER:** The appeal is dismissed.

<sup>1</sup> An earlier notice dated August 27, 2014, was sent to the obligor via certified mail, return receipt requested. That notice was returned by the U.S. Postal Service as unclaimed.

<sup>2</sup> Every appeal submitted on the form prescribed by this chapter shall be executed and filed in accordance with the instructions on the form, such instructions being hereby incorporated into the particular section of the regulations in this chapter requiring its submission. 8 C.F.R. § 103.2(a)(1). The Form I-290B instructs the applicant to submit a brief and additional evidence to the AAO within 30 days of filing the appeal.