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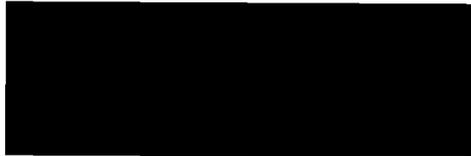
U.S. Department of Homeland Security
U.S. Citizenship and Immigration Services
Office of Administrative Appeals
20 Massachusetts Ave. N.W. MS 2090
Washington, D.C. 20529-2090



U.S. Citizenship
and Immigration
Services

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DATE: NOV 02 2011 OFFICE: CIUDAD JUAREZ, MEXICO

FILE:

IN RE: Applicant:

APPLICATION: Application for Waiver of Grounds of Inadmissibility under Section 212(i) of the Immigration and Nationality Act, 8 U.S.C. § 1182(i) and Section 212(a)(9)(B)(v) of the Immigration and Nationality Act, 8 U.S.C. § 1182(a)(9)(B)(v)

ON BEHALF OF APPLICANT:

SELF-REPRESENTED

INSTRUCTIONS:

Enclosed please find the decision of the Administrative Appeals Office in your case. All of the documents related to this matter have been returned to the office that originally decided your case. Please be advised that any further inquiry that you might have concerning your case must be made to that office.

If you believe the law was inappropriately applied by us in reaching our decision, or you have additional information that you wish to have considered, you may file a motion to reconsider or a motion to reopen. The specific requirements for filing such a request can be found at 8 C.F.R. § 103.5. All motions must be submitted to the office that originally decided your case by filing a Form I-290B, Notice of Appeal or Motion, with a fee of \$630. Please be aware that 8 C.F.R. § 103.5(a)(1)(i) requires that any motion must be filed within 30 days of the decision that the motion seeks to reconsider or reopen.

Thank you,

Perry Rhew, Chief
Administrative Appeals Office

DISCUSSION: The waiver application was denied by the Field Office Director, Ciudad Juarez, and is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected.

The record reflects that the applicant is a native and citizen of Mexico. On January 30, 2009, the Field Office Director, Ciudad Juarez denied the applicant's Form I-601, *Application for Waiver of Grounds of Inadmissibility*, and on January 14, 2009, denied the applicant's Form I-212, *Application for Permission to Reapply for Admission Into the United States After Deportation or Removal*. The record further reflects that the applicant's United States citizen spouse attempted to file an appeal from the Field Office Director's denial of the Form I-601. See Form I-290B, *Notice of Appeal or Motion*. The AAO notes that "Part 4. Signature of Person Filing the Appeal/Motion or His or Her Authorized Representative" of the Form I-290B does not contain a signature.

8 CFR 103.2(a)(7) provides, in pertinent part:

(i) General. . . . An application or petition which is not properly signed or is submitted with the wrong filing fee shall be rejected as improperly filed. Rejected applications and petitions, and ones in which the check or other financial instrument used to pay the filing fee is subsequently returned as non-payable will not retain a filing date ...

Given that the Form I-290B is not signed by the applicant or her authorized representative, the Form I-290B is not properly filed. Accordingly, the appeal must be rejected.

ORDER: The appeal is rejected.