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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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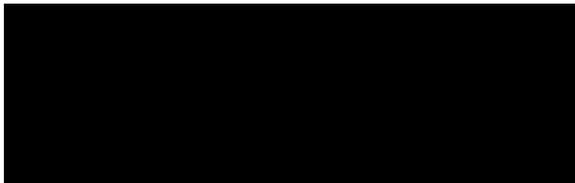
DATE: **JUL 05 2012** OFFICE: MILWAUKEE, WISCONSIN

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)

ON BEHALF OF APPLICANT:



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.

Thank you,

A large, stylized handwritten signature in black ink, appearing to read "Perry Rhew".

Perry Rhew  
Chief, Administrative Appeals Office

**DISCUSSION:** The waiver application was denied by the Field Office Director, Milwaukee, Wisconsin. The applicant, through counsel, appealed the Field Office Director's decision, and the Administrative Appeals Office (AAO) dismissed the appeal. The applicant motions the AAO to reopen and to reconsider the dismissal of her appeal. The applicant's motion will be rejected.

The record reflects that the applicant is a native and citizen of the Philippines. On July 26, 2007, the Field Office Director denied the applicant's Application for Waiver of Grounds of Inadmissibility (Form I-601), and on August 24, 2007, the applicant submitted an appeal. *See* Form I-290B, Notice of Appeal or Motion (Form I-290B, Notice of Appeal). On July 20, 2010, the AAO dismissed the appeal. On August 17, 2010, the applicant attempted to file a motion to reopen and to reconsider the dismissal of her appeal. *See* Form I-290B, Notice of Appeal or Motion (Form I-290B, Notice of 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, Notice of Motion does not contain a signature.

8 C.F.R. § 103.2 provides in pertinent part:

(a) Filing. (1) Preparation and submission. Every benefit request or other documentation submitted to [the U.S. Department of Homeland Security (DHS)] must be executed and filed in accordance with the form instructions ... (2) Signature. An applicant or petitioner must sign his or her benefit request ... By signing the benefit request, the applicant or petitioner, ... certifies under penalty of perjury that the benefit request, and all evidence submitted with it, either at the time of filing or thereafter, is true and correct ... (7) Receipt date. (i) Benefit requests submitted. A benefit request which is not signed and submitted with the correct fee(s) will be rejected ... (iii) Rejected benefit requests. A benefit request which is rejected will not retain a filing date. There is no appeal from such rejection.

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

**ORDER:** The appeal is rejected.