

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



U.S. Citizenship  
and Immigration  
Services

#6

DATE: **NOV 06 2012**

Office: MEXICO CITY

FILE: [REDACTED]

IN RE: Applicant: [REDACTED]

APPLICATION: Application for Waiver of Grounds of Inadmissibility under 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.

Thank you,

*Perry Rhew*

Perry Rhew  
Chief, Administrative Appeals Office

**DISCUSSION:** The Field Office Director, Mexico City, Mexico, denied the Form I-601, Application for Waiver of Grounds of Inadmissibility (Form I-601). The matter is now before the Administrative Appeals Office (AAO) on appeal. The appeal will be rejected as improperly filed.

The record reflects that the applicant is a native and citizen of Mexico. On June 13, 2011, the Field Office Director denied the applicant's Form I-601 and on July 8, 2011, the applicant submitted an appeal. *See Form I-290B, Notice of Appeal or Motion (Form I-290B).* 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 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 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.