

APR 23 2008

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

ROSENDO CRISTOBAL-ALONZO,

 Petitioner,

v.

MICHAEL B. MUKASEY, Attorney
General,

 Respondent.

No. 07-74802

Agency No. A90-799-915

MEMORANDUM*

On Petition for Review of an Order of the
Board of Immigration Appeals

Submitted April 15, 2008**

Before: B. FLETCHER, FISHER and PAEZ, Circuit Judges.

This is a petition for review of the Board of Immigration Appeals’ (“BIA”) November 8, 2007 order dismissing petitioner’s appeal of the Immigration Judge’s

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously finds this case suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

07-74802

November 17, 2006 decision.

Respondent's unopposed motion for summary disposition is granted because the questions raised by this petition for review are so insubstantial as not to require further argument. *See United States v. Hooton*, 693 F.2d 857, 858 (9th Cir. 1982) (per curiam) (stating standard). Specifically, a review of the record reflects that petitioner conceded removability and did not file any applications for relief. *See* 8 C.F.R. § 1003.31(c) (directing that opportunity to file any application is deemed waived when application is not filed within time set by Immigration Judge). Accordingly, this petition for review is denied.

All other pending motions are denied as moot. The temporary stay of removal confirmed by Ninth Circuit General Order 6.4(c) shall continue in effect until issuance of the mandate.

PETITION FOR REVIEW DENIED.