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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>ISRAEL PADILLA CASTORENA,</p> <p>Petitioner,</p> <p>v.</p> <p>MICHAEL B. MUKASEY, Attorney General,</p> <p>Respondent.</p>

No. 04-73046

Agency No. A75-699-062

MEMORANDUM*

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

Submitted March 18, 2008**

Before: CANBY, T.G. NELSON, and BEA, Circuit Judges.

Israel Padilla Castorena, a native and citizen of Mexico, petitions for review of the Board of Immigration Appeals (“BIA”) order summarily affirming an immigration judge’s (“IJ”) order denying Padilla Castorena voluntary departure.

We dismiss the petition for review.

* 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).

Padilla Castorena's sole contention before this court is that the IJ improperly denied him voluntary departure for lack of good moral character. We lack jurisdiction to review this contention because Padilla Castorena failed to raise it before the BIA. *See Barron v. Ashcroft*, 358 F.3d 674, 678 (9th Cir. 2004) (explaining exhaustion of administrative remedies is jurisdictional).

PETITION FOR REVIEW DISMISSED.