

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAR 26 2008

FOR THE NINTH CIRCUIT

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

CLAUDIA TORRES DE RODRIGUEZ,

No. 05-70104

Petitioner,

Agency No. A95-413-619

v.

MEMORANDUM *

MICHAEL B. MUKASEY, Attorney
General,

Respondent.

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.

Claudia Torres de Rodriguez, a native and citizen of Mexico, petitions for

* 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).

review of the Board of Immigration Appeals' ("BIA") order denying her motion to reconsider its decision summarily affirming an immigration judge's decision denying her application for cancellation of removal. We have jurisdiction under 8 U.S.C. § 1252. Reviewing for abuse of discretion, *Oh v. Gonzales*, 406 F.3d 611, 612 (9th Cir. 2005), we deny the petition for review.

The BIA acted within its discretion in denying Torres' motion to reconsider because the motion failed to identify any error of fact or law in the BIA's prior order affirming the IJ's decision. *See* 8 C.F.R. § 1003.2(b)(1); *Falcon Carriche v. Ashcroft*, 350 F.3d 845, 854 (9th Cir. 2003) (upholding the BIA's streamlining procedures).

PETITION FOR REVIEW DENIED.