

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

TAMARA PETROSYAN,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 06-72703

Agency No. A097-857-809

MEMORANDUM \*

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

Submitted March 18, 2009 \*\*

Before: LEAVY, HAWKINS, and TASHIMA, Circuit Judges.

Tamara Petrosyan, a native and citizen of Armenia, petitions for review of the Board of Immigration Appeals' ("BIA") order denying her motion to accept an untimely brief and summarily dismissing her appeal from an immigration judge's removal order. We have jurisdiction under 8 U.S.C. § 1252, and we remand for

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\* 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).

further proceedings.

The BIA's order denying Petrosyan's motion states: "We find the reason stated by [Petrosyan] insufficient for us to accept the untimely brief in our exercise of discretion." The absence of a reasoned explanation by the BIA for denying the motion prevents us from "perform[ing] any meaningful appellate review." *Garcia Gomez v. Gonzales*, 498 F.3d 1050, 1051 (9th Cir. 2007) (per curiam). We therefore remand this matter to the BIA. *Id.*

**REMANDED.**