

AUG 14 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>MARIYA GEORGIEVA STOILOVA,</p> <p>Petitioner,</p> <p>v.</p> <p>ERIC H. HOLDER Jr., Attorney General,</p> <p>Respondent.</p>
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No. 06-75757

Agency No. A078-677-109

MEMORANDUM*

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

Submitted August 11, 2009**

Before: KLEINFELD, M. SMITH, and IKUTA, Circuit Judges.

Mariya Georgieva Stoilova, a native and citizen of Bulgaria, petitions for review of the Board of Immigration Appeals’ (“BIA”) order denying her motion to reopen removal proceedings. We have jurisdiction under 8 U.S.C. § 1252. We

* 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 for abuse of discretion, *Lara-Torres v. Ashcroft*, 383 F.3d 968, 972 (9th Cir. 2004), and we deny the petition for review.

The BIA did not abuse its discretion in denying Stoilova's motion to reopen where the motion was untimely filed, *see* 8 C.F.R. § 1003.2(c)(2), and Stoilova failed to present sufficient evidence of materially changed circumstances in Bulgaria to qualify for the regulatory exception to the time limit, *see* 8 C.F.R. § 1003.2(c)(3)(ii); *see also He v. Gonzales*, 501 F.3d 1128, 1133 (9th Cir. 2007). We reject Stoilova's contentions that the BIA gave improper weight to her documentary evidence and failed to adequately explain its reason for denying the motion. *See Ghaly v. INS*, 58 F.3d 1425, 1430-31 (9th Cir. 1995).

PETITION FOR REVIEW DENIED.