

AUG 17 2009

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

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

ROSALBA CORONA VASQUEZ,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 05-72304

Agency No. A077-820-110

ORDER

Before: D.W. NELSON, BERZON and CLIFTON, Circuit Judges.

The memorandum disposition filed April 28, 2009, is hereby amended as follows:

1. Page 2, ln. 1: Add a new footnote number <1> after <rights by failing to advise her of her eligibility to apply for asylum.> Add the following text to the new footnote: <Corona also argued that the BIA erred by reducing her voluntary departure period from 120 days to 30 days. The government now represents that Corona has been granted 90 days after the issuance of this Court's mandate to depart, which will have the effect of restoring the full 120-day period. In response,

Corona concedes that her claim is moot. We therefore do not address its merits.>

2. Page 4, fn. 1: Replace footnote number <1> with <2>

With these amendments, the panel has unanimously voted to deny Petitioner's petition for rehearing. Judge Berzon and Judge Clifton have voted to deny the petition for rehearing en banc. Judge D.W. Nelson recommends denial of the petition for rehearing en banc.

The full court has been advised of the petition for rehearing en banc, and no judge has requested a vote on whether to rehear the matter en banc. Fed. R. App. P. 35.

The petition for panel rehearing is DENIED and the petition for rehearing en banc is DENIED. No further petitions for rehearing or rehearing en banc may be filed.