

DEC 07 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

ELOY ARSENIO SOSA-GARCIA,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 05-72421

Agency No. A036-047-850

MEMORANDUM\*

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

Submitted November 17, 2009\*\*

Before: ALARCÓN, TROTT, and TASHIMA, Circuit Judges.

Eloy Arsenio Sosa-Garcia, a native and citizen of Mexico, petitions for review of the Board of Immigration Appeals' order summarily affirming an immigration judge's removal order. We have jurisdiction pursuant to 8 U.S.C.

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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).

§ 1252. We review de novo questions of law, *Altamirano v. Gonzales*, 427 F.3d 586, 591 (9th Cir. 2005), and we deny the petition for review.

Sosa-Garcia does not challenge that he was convicted of a crime of domestic violence, rendering him removable under 8 U.S.C. § 1227(a)(2)(E)(i). Sosa-Garcia's contention that the petty offense exception found in 8 U.S.C.

§ 1182(a)(2)(A)(ii)(II) is applicable to the ground of removability in 8 U.S.C.

§ 1227(a)(2)(E)(i) is without merit. We need not reach his challenges to the agency's two alternative grounds for removability.

Sosa-Garcia's remaining contentions are not persuasive.

**PETITION FOR REVIEW DENIED.**