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UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

ROBINSON GALAPIN LAT, Petitioner, v. ERIC H. HOLDER Jr., Attorney General, Respondent.	No. 07-73464 Agency No. A037-966-882 MEMORANDUM*

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

Submitted April 5, 2010**

Before: RYMER, McKEOWN, and PAEZ, Circuit Judges.

Robinson Galapin Lat, a native and citizen of the Philippines, petitions for review of the Board of Immigration Appeals' ("BIA") order sustaining the government's appeal from an immigration judge's decision granting Lat

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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 concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

cancellation of removal for legal permanent residents. We dismiss the petition for review.

We lack jurisdiction to review the BIA's discretionary denial of Lat's application for cancellation of removal. *See* 8 U.S.C. § 1252(a)(2)(B)(i).

We also lack jurisdiction over Lat's constitutional challenges to 8 U.S.C. § 1252(a)(2)(B)(i), because in light of our precedent the claims are not colorable. *See De Mercado v. Mukasey*, 566 F.3d 810, 816 (9th Cir. 2009); *Kalaw v. INS*, 133 F.3d 1147, 1152 (9th Cir. 1997), *superseded by statute on other grounds as stated in Trejo-Mejia v. Holder*, 593 F.3d 913, 915 (9th Cir. 2010).

PETITION FOR REVIEW DISMISSED.