

APR 19 2010

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

OSWALDO ANTONIO SALAZAR,

Petitioner,

v.

ERIC H. HOLDER Jr., Attorney General,

Respondent.

No. 07-74956

Agency No. A073-967-205

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.

Oswaldo Antonio Salazar, a native and citizen of El Salvador, petitions for review of the Board of Immigration Appeals' order dismissing his appeal from an immigration judge's decision denying his application for a waiver of

* 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).

inadmissibility under Immigration and Nationality Act § 212(h), 8 U.S.C.

§ 1182(h). Our jurisdiction is governed by 8 U.S.C. § 1252. We dismiss in part and deny in part the petition for review.

We lack jurisdiction to review the agency's dispositive discretionary determination that Salazar did not merit a grant of § 212(h) relief. *See* 8 U.S.C. § 1252(a)(2)(B)(i); *Mejia v. Gonzales*, 499 F.3d 991, 999 (9th Cir. 2007).

Salazar's remaining contentions are not persuasive.

PETITION FOR REVIEW DISMISSED in part; DENIED in part.