

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

NOV 24 2010

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

PRAKASH NARSHING RANA,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 06-73897

Agency No. A079-276-992

MEMORANDUM*

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

Argued and Submitted November 4, 2010
San Francisco, California

Before: KOZINSKI, Chief Judge, RYMER, Circuit Judge, and KENNELLY,
District Judge.**

The agency denied Rana's asylum claim as time-barred. Rana has forfeited any challenge to this ruling by failing to address it in his brief. *See Singh v. Ashcroft*, 386 F.3d 1228, 1232 n.4 (9th Cir. 2004).

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The Honorable Matthew F. Kennelly, United States District Judge for the Northern District of Illinois, sitting by designation.

The agency denied Rana's withholding of removal and CAT claims based on the IJ's adverse credibility determination. Substantial evidence supports this determination. *See Kin v. Holder*, 595 F.3d 1050, 1055 (9th Cir. 2010). Rana admitted that he possessed a valid Nepalese passport issued by the Nepalese embassy in Washington, D.C., describing him as a citizen of Nepal and listing his birthplace as Kathmandu, Nepal. The IJ reasonably found that Rana's possession of the passport undermined his claim of Bhutanese birth and citizenship. Because this finding goes to the heart of Rana's claims, we need not address the other grounds upon which the IJ relied. *See Wang v. INS*, 352 F.3d 1250, 1259 (9th Cir. 2003).

The petition for review is **DENIED**.