

DEC 27 2010

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>MEI KIN LEE,</p> <p style="text-align: center;">Petitioner,</p> <p>v.</p> <p>ERIC H. HOLDER, Jr., Attorney General,</p> <p style="text-align: center;">Respondent.</p>

No. 07-74887

Agency No. A079-615-086

MEMORANDUM*

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

Submitted December 14, 2010**

Before: GOODWIN, WALLACE, and THOMAS, Circuit Judges

Mei Kin Lee, a native and citizen of Malaysia, petitions for review of the Board of Immigration Appeals’ (“BIA”) dismissal of her appeal from an immigration judge’s (“IJ”) denial of her applications for asylum, withholding 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).

removal, relief under the Convention Against Torture (“CAT”), and voluntary departure. We dismiss.

We lack jurisdiction to review the IJ’s adverse credibility determination because Lee failed to raise the issue before the BIA and, thus, failed to exhaust her administrative remedies. *See Segura v. Holder*, 605 F.3d 1063, 1065–66 (9th Cir. 2010); *see also Zara v. Ashcroft*, 383 F.3d 927, 930 (9th Cir. 2004) (“A petitioner cannot satisfy the exhaustion requirement by making a general challenge to the IJ’s decision, but, rather, must specify which issues form the basis of the appeal.”). As a result, we need not consider Lee’s claims for asylum and withholding of removal because the adverse credibility determination disposed of those claims. *See Zara*, 383 F.3d at 931. Lee similarly failed to exhaust her CAT claim before the BIA.

We also lack jurisdiction to review the IJ’s decision to deny her request for voluntary departure. *See* 8 U.S.C. § 1229c(f); *Esquivel-Garcia v. Holder*, 593 F.3d 1025, 1030 (9th Cir. 2010).

PETITION FOR REVIEW DISMISSED.