

DEC 27 2010

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

NATIVIDAD CORONADO CEJA;
HERMINIA BELTRAN PARTIDA,

Petitioners,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 08-73553

Agency Nos. A095-882-619
A095-882-620

MEMORANDUM*

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

Submitted December 14, 2010**

Before: GOODWIN, WALLACE, and W. FLETCHER, Circuit Judges.

Natividad Coronado Ceja and Herminia Beltran Partida, natives and citizens of Mexico, petition pro se for review of the Board of Immigration Appeals' ("BIA") denying their motion to reopen and reconsider. We have jurisdiction under 8 U.S.C. § 1252. We review for abuse of discretion the denial of a motion to

* 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).

reopen. *Najmabadi v. Holder*, 597 F.3d 983, 986 (9th Cir. 2010). We deny the petition for review.

The BIA did not abuse its discretion in denying petitioners' second motion to reopen as time- and number-barred, because the successive motion was filed over one year after the BIA's final order, *see* 8 C.F.R. § 1003.2(c)(2), and petitioners failed to establish material changed country conditions in Mexico to qualify for an exception to the regulatory filing limitations, *see id.* § 1003.2(c)(3)(ii); *Toufighi v. Mukasey*, 538 F.3d 988, 996-97 (9th Cir. 2008).

In their opening brief, petitioners fail to address, and therefore have waived any challenge to, the BIA's denial of their motion to reconsider. *See Martinez-Serrano v. INS*, 94 F.3d 1256, 1259-60 (9th Cir. 1996) (issues which are not specifically raised and argued in a party's opening brief are waived).

PETITION FOR REVIEW DENIED.