

MAR 10 2011

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

NOT FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

EVELYN MELANI CORNEJO
RODRIGUEZ, aka Melani Rodriguez,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 10-70153

Agency No. A094-829-721

MEMORANDUM*

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

Submitted February 15, 2011**

Before: CANBY, FERNANDEZ, and M. SMITH, Circuit Judges.

Evelyn Melani Cornejo-Rodriguez, a native and citizen of El Salvador, petitions for review of the Board of Immigration Appeals' decision affirming without opinion the immigration judge's denial of petitioner's application for withholding of removal.

* 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).

Where the BIA summarily affirms the IJ's decision, we review the IJ's decision as the final agency decision. *See Zehatye v. Gonzales*, 453 F.3d 1182, 1184 (9th Cir. 2006).

Petitioner contends that she was entitled to withholding relief based on her membership in a social group consisting of a family who were victimized by the gangs. We need not resolve this issue because we conclude that the IJ correctly determined that petitioner could relocate to another part of El Salvador. *See INS v. Ventura*, 537 U.S. 12, 18 (2002) (“[A]n individual who can relocate safely within his home country ordinarily cannot qualify for asylum”) (citing 8 C.F.R. § 208.13(b)(1)(i)(B)). The IJ, therefore, did not err in denying petitioner's application for withholding of removal. *See Zehatye*, 453 F.3d at 1190.

PETITION FOR REVIEW DENIED.