

FEB 17 2012

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

NOT FOR PUBLICATION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

SURINDER SINGH,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 08-70514

Agency No. A079-375-080

MEMORANDUM*

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

Submitted February 15, 2012**
San Francisco, California

Before: THOMAS, GOULD, and BYBEE, Circuit Judges.

In prior pleadings, Singh’s attorney filed a motion to withdraw as Counsel of Record. In his motion, counsel stated that Singh had departed the United States approximately six months previously and had failed to cooperate with counsel’s efforts to prosecute this case. We granted the motion to withdraw, deferred

* 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).

submission of the case, and issued Singh an order to show cause why his appeal should not be dismissed for failure to prosecute. Singh responded by letter that he had left the United States and no longer wished to prosecute his petition for review. Given the response, we resubmitted the case and now dismiss the petition for review for failure to prosecute.

DISMISSED.