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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>RICARDO CASAS-MILIAN, a.k.a. Ricardo Milian Casas, a.k.a. Ricardo Millian,</p> <p style="text-align: center;">Petitioner,</p> <p style="text-align: center;">v.</p> <p>ERIC H. HOLDER, Jr., Attorney General,</p> <p style="text-align: center;">Respondent.</p>

No. 10-72696

Agency No. A024-947-979

MEMORANDUM*

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

Submitted June 26, 2012**

Before: SCHROEDER, HAWKINS, and GOULD, Circuit Judges.

Ricardo Casas-Milian, a native and citizen of Mexico, petitions for review of the Board of Immigration Appeals’ (“BIA”) order dismissing his appeal from an immigration judge’s removal order. We have jurisdiction under 8 U.S.C. § 1252.

* 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).

We review de novo questions of law, *Ramirez-Villalpando v. Holder*, 645 F.3d 1035, 1038 (9th Cir. 2011), and we deny the petition for review.

The BIA correctly concluded that Casas-Milian is removable under 8 U.S.C. § 1227(a)(2)(A)(iii) and (B)(i) as a result of his conviction under California Health and Safety Code § 11378. Contrary to Casas-Milian's contention, the charging document and abstract of judgment submitted by the government are sufficient to establish that his offense involved methamphetamine, a substance controlled under federal law. *See id.* at 1041 (using an abstract of judgment in combination with a charging document to establish that a conviction was for a removable offense); *see also Pagayon v. Holder*, 675 F.3d 1182, 1189 (9th Cir. 2011) (stating that methamphetamine is a federally-controlled substance).

PETITION FOR REVIEW DENIED.