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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

JOSE MAURICIO SALAZAR-
CARRANZA, a.k.a. Joe Salazar, Jr.,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 11-72137

Agency No. A023-075-675

MEMORANDUM*

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

Submitted March 12, 2013**

Before: PREGERSON, REINHARDT, and W. FLETCHER, Circuit Judges.

Jose Mauricio Salazar-Carranza, a native and citizen of El Salvador,
petitions for review of the Board of Immigration Appeals' ("BIA") order denying

* 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).

his motion to reopen removal proceedings. Our jurisdiction is governed by 8 U.S.C. § 1252. We dismiss the petition for review.

We lack jurisdiction to review the BIA's order because Salazar-Carranza is removable for an aggravated felony crime of violence based on his conviction for second-degree robbery in violation of California Penal Code § 211. *See* 8 U.S.C. § 1252(a)(2)(C); *United States v. McDougherty*, 920 F.2d 569, 573-74 (9th Cir. 1990) (conviction under California Penal Code § 211 is categorically a crime of violence).

Salazar-Carranza's challenge to the BIA's denial of his motion to reopen so that he may pursue post-conviction relief does not raise a colorable constitutional claim that would restore our jurisdiction under 8 U.S.C. § 1252(a)(2)(D). *See Planes v. Holder*, 652 F.3d 991, 996 (9th Cir. 2011) (a conviction is final for immigration purposes where a judgment of guilt has been entered and a punishment imposed, even where an appeal or collateral attack is pending).

PETITION FOR REVIEW DISMISSED.