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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>MAN WOK WONG,</p> <p>Petitioner,</p> <p>v.</p> <p>ERIC H. HOLDER, Jr., Attorney General,</p> <p>Respondent.</p>
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No. 10-70517

Agency No. A096-389-445

MEMORANDUM*

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

Submitted February 10, 2014**
Stanford, California

Before: O’SANNLAIN and MURGUIA, Circuit Judges, and MUELLER, District
Judge.***

Man Wok Wong, native and citizen of the People’s Republic of China,
petitions for review of the Board of Immigration Appeals’ (“BIA’s”) dismissal of

* 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).

*** The Honorable Kimberly J. Mueller, District Judge for the U.S.
District Court for the Eastern District of California, sitting by designation.

his appeal from the Immigration Judge's ("IJ's") denial of his application for withholding of removal.

The BIA's decision is supported by substantial evidence. The instant record does not compel the conclusion that Wong suffered past persecution because his then-wife did not undergo forcible abortion or sterilization, and even if she had, no consequence resulting from Wong's own resistance to the family-planning policy rises to the level of persecution. *See Nai Yuan Jiang v. Holder*, 611 F.3d 1086, 1094 (9th Cir. 2010). Similarly, the record does not compel the conclusion that there is a clear probability Wong will suffer future persecution because he and his then-wife emigrated to Panama with the permission of the Chinese government, and have since made several voluntary returns to China without incident. *See Loho v. Mukasey*, 531 F.3d 1016, 1017-18 (9th Cir. 2008). Additionally, there is no evidence of efforts by the Chinese government to enforce unpaid fines against Wong.

PETITION DENIED.