

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

NOV 24 2015

FOR THE NINTH CIRCUIT

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

SELVIN AMILCAR-FUNEZ, AKA Selvin Amilcar Funez and YOSSELIN CAROLINA FUNES-TORRES, AKA Yoselin Carolina Funez-Torres, AKA Joselyn Carolina Funez Torres,

Petitioners,

v.

LORETTA E. LYNCH, Attorney General,

Respondent.

No. 08-71239

Agency Nos. A097-744-544
A097-744-543

MEMORANDUM*

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

Submitted November 18, 2015**

Before: TASHIMA, OWENS, and FRIEDLAND, Circuit Judges.

Selvin Amilcar-Funez and Yoselin Carolina Funes-Torres, natives and citizens of Honduras, petition for review of the Board of Immigration Appeals' ("BIA") order dismissing their appeal from an immigration judge's decision

* 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).

denying their applications for asylum and withholding of removal. We have jurisdiction under 8 U.S.C. § 1252. We review for substantial evidence the agency's factual findings. *Zehatye v. Gonzales*, 453 F.3d 1182, 1184-85 (9th Cir. 2006). We deny the petition for review.

Substantial evidence supports the BIA's determination that petitioners could internally relocate, where the evidence showed that petitioners had already successfully relocated to avoid harm in Honduras for at least one year before leaving the country. *See Ochave v. INS*, 254 F.3d 859, 867-868 (9th Cir. 2001). Thus, their asylum claim fails.

Because petitioners failed to establish eligibility for asylum, they necessarily cannot meet the more stringent standard for withholding of removal. *See Zehatye*, 453 F.3d at 1190.

PETITION FOR REVIEW DENIED.