

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 10-2110

JOSE BOANERGE ZAVALA,

Petitioner,

v.

ERIC H. HOLDER, JR.; JANET NAPALITANO, Secretary of
Department of Homeland Security,

Respondents.

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

Submitted: June 2, 2011

Decided: June 29, 2011

Before KING and KEENAN, Circuit Judges, and HAMILTON, Senior
Circuit Judge.

Petition denied by unpublished per curiam opinion.

Joe W. Nesari, JW LAW, P.C., Herndon, Virginia, for Petitioner.
Tony West, Assistant Attorney General, David V. Bernal,
Assistant Director, Lindsay W. Zimlik, Office of Immigration
Litigation, UNITED STATES DEPARTMENT OF JUSTICE, Washington,
D.C., for Respondent.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Jose Boanerge Zavala, a native and citizen of El Salvador, seeks review of an order of the Board of Immigration Appeals (Board) dismissing his appeal of the Immigration Judge's decision denying, as a matter of discretion, Zavala's application for a waiver under former § 212(c) of the Immigration and Nationality Act. Because Zavala is an aggravated felon, we lack jurisdiction to review his order of removal, see 8 U.S.C. § 1252(a)(2)(C) (2006), except to the extent Zavala raises constitutional claims and questions of law. See 8 U.S.C. § 1252(a)(2)(D) (2006). We have reviewed the administrative record and Zavala's claim that he was denied due process at his removal hearing, and we find that his claim lacks merit. See Anim v. Mukasey, 535 F.3d 243, 256 (4th Cir. 2008); Dekoladenu v. Gonzales, 459 F.3d 500, 508 (4th Cir. 2006). Accordingly, we deny the petition for review for the reasons stated by the Board. See In re: Zavala (B.I.A. Sept. 3, 2010). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

PETITION DENIED