

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

---

**No. 05-1836**

---

KENNETH N. UGOCHUKWU,

Petitioner,

versus

ALBERTO R. GONZALES, Attorney General of the  
United States,

Respondent.

---

On Petition for Review of an Order of the Board of Immigration  
Appeals. (A72-384-084)

---

Submitted: June 9, 2006

Decided: June 22, 2006

---

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

---

Petition denied by unpublished per curiam opinion.

---

Nana Babington, BABINGTON LAW OFFICE, PLLC, Falls Church, Virginia,  
for Petitioner. Peter D. Keisler, Assistant Attorney General,  
Carol Federighi, Senior Litigation Counsel, Jill Ptacek, Office of  
Immigration Litigation, UNITED STATES DEPARTMENT OF JUSTICE,  
Washington, D.C., for Respondent.

---

Unpublished opinions are not binding precedent in this circuit.  
See Local Rule 36(c).

PER CURIAM:

Kenneth N. Ugochukwu, a native and citizen of Nigeria, petitions for review of an order of the Board of Immigration Appeals (Board) denying as untimely his motion to reopen immigration proceedings. We have reviewed the record and the Board's order and find that the Board did not abuse its discretion in denying the motion to reopen. See INS v. Doherty, 502 U.S. 314, 323-34 (1992); 8 C.F.R. § 1003.23(b)(4)(ii) (2006). Accordingly, we deny the petition for review for the reasons stated by the Board. See In Re: Ugochukwu, No. A72-384-084 (B.I.A. July 25, 2005). 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