

United States Court of Appeals
For the Eighth Circuit

No. 12-1191

Pablo Antonio Murillo

Petitioner

v.

Eric H. Holder, Jr., Attorney General of the United States

Respondent

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

Submitted: October 17, 2012

Filed: October 22, 2012

[Unpublished]

Before MURPHY, ARNOLD, and SMITH, Circuit Judges.

PER CURIAM.

Pablo Antonio Murillo, a citizen of Honduras, petitions for review of an order of the Board of Immigration Appeals, which upheld an immigration judge's denial of his claims for asylum and withholding of removal based on his alleged

membership in a particular social group.¹ After careful review, we find no basis for reversal. Specifically, we conclude that the BIA correctly determined that Murillo's purported particular social group did not constitute a protected group for purposes of asylum and withholding of removal. See Gaitan v. Holder, 671 F.3d 678, 680-81 (8th Cir.) (this court will not overturn BIA's interpretation of statute unless it is arbitrary, capricious, or manifestly contrary to statute; social visibility and particularity requirements are not arbitrary or capricious), petition for cert. filed, 81 U.S.L.W. 3004 (U.S. June 20, 2012) (No. 11-1525).

Accordingly, we deny the petition for review. See 8th Cir. R. 47B. In addition, we now lift the temporary stay of removal that was previously granted by this court.

¹Murillo also pursued cancellation of removal and relief under the Convention Against Torture, but he does not address these claims in his brief; thus, they are waived. See Chay-Velasquez v. Ashcroft, 367 F.3d 751, 756 (8th Cir. 2004) (appellant waives claim that is not meaningfully raised in opening brief).