

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

FEB 25 2014

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

FRANCISCO PAUL ROSALES-
URQUILLA, a.k.a. P. Francisco Roseales
Urquillo,

Petitioner,

v.

ERIC H. HOLDER, Jr., Attorney General,

Respondent.

No. 12-70085

Agency No. A0773-877-535

MEMORANDUM*

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

Submitted February 18, 2014**

Before: ALARCÓN, O'SCANNLAIN, and FERNANDEZ, Circuit Judges.

Francisco Paul Rosales-Urquilla, a native and citizen of El Salvador,
petitions for review of the Board of Immigration Appeals' ("BIA") order denying
his motion to reopen deportation proceedings. We have jurisdiction under 8

* 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).

U.S.C. § 1252. We review for abuse of discretion the BIA's denial of a motion to reopen. *Toufighi v. Mukasey*, 538 F.3d 988, 992 (9th Cir. 2008). We deny the petition for review.

Rosales-Urquilla's motion to take judicial notice of a receipt issued by USCIS showing that he filed a petition for a U-Visa is denied.

The BIA found Rosales-Urquilla's motion to reopen was untimely because the motion was filed over thirteen years after the BIA's final order and Rosales-Urquilla failed to present sufficient evidence of changed circumstances in El Salvador to qualify for the regulatory exception to the time limit for filing motions to reopen. Rosales-Urquilla raises a contention regarding relief under the Convention Against Torture, but does not argue this issue is relevant to the BIA's denial of his motion to reopen as untimely. Nor does Rosales-Urquilla otherwise challenge the BIA's basis for denying his untimely motion to reopen. *See Martinez-Serrano v. INS*, 94 F.3d 1256, 1259-60 (9th Cir. 1996). Thus, we deny the petition for review.

PETITION FOR REVIEW DENIED.