NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

JOSE LUIS FUENTES, AKA Jose Loius Fuentes,	No. 13-72588
Petitioner,	Agency No. A094-153-412
v.	MEMORANDUM[*]
LORETTA E. LYNCH, Attorney General,	
Respondent.	

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

Submitted November 18, 2015[**]

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

Jose Luis Fuentes, a native and citizen of El Salvador, petitions pro se for

review of the Board of Immigration Appeals' ("BIA") order dismissing his appeal

from an immigration judge's ("IJ") decision denying his motion to continue. Our

jurisdiction is governed by 8 U.S.C. § 1252. We review for abuse of discretion the

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[*]   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).

denial of a motion to continue. *Sandoval-Luna v. Mukasey*, 526 F.3d 1243, 1246 (9th Cir. 2008). We deny in part and dismiss in part the petition for review.

The agency did not abuse its discretion in concluding that Fuentes failed to demonstrate good cause for a continuance, where Fuentes had been previously granted three continuances over 18 months, and he did not meet the IJ's deadline for filing his applications for relief. *See id.* at 1247.

We lack jurisdiction to review Fuentes's unexhausted due process and ineffective assistance of counsel claims. *See Barron v. Ashcroft*, 358 F.3d 674, 677-78 (9th Cir. 2004) (explaining that due process claims, procedural in nature, must be exhausted); *Ontiveros-Lopez v. INS*, 213 F.3d 1121, 1124 (9th Cir. 2000) ("We . . . require an alien who argues ineffective assistance of counsel to exhaust his administrative remedies by first presenting the issue to the BIA.").

PETITION FOR REVIEW DENIED in part; DISMISSED in part.