

December 16, 2003

Charles R. Fulbruge III
Clerk

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 02-60658
Summary Calendar

SAVUTH MOA; PAOV KONG,

Petitioners,

versus

JOHN ASHCROFT, U.S. ATTORNEY GENERAL,

Respondent.

Petition for Review of Orders of the
Board of Immigration Appeals
BIA No. A77-251-694
BIA No. A77-251-685

Before SMITH, DeMOSS, and STEWART, Circuit Judges.

PER CURIAM:*

Savuth Moa and his wife, Paov Kong, petition this court for review of the Board of Immigration Appeals' (BIA) order denying them asylum. They argue that the summary-affirmance procedure employed by the BIA violates due process; however, this court has rejected such argument. See Soadjede v. Ashcroft, 324 F.3d 830, 833 (5th Cir. 2003).

They also argue that the decision denying them asylum was not supported by substantial evidence. However, they have not

* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

presented evidence which compels a determination that they have a well-founded fear of persecution based on Kong's Chinese ancestry or their political opposition to Communism. Nor have the couple presented facts suggesting that the alleged problems they suffered in the past, *i.e.*, the "extraction" of money, were related to Kong's Chinese ancestry or their opposition to Communism. Because the petitioners have not met their burden of showing that the denial of asylum was not supported by substantial evidence, their petition is DENIED. Faddoul v. INS, 37 F.3d 185, 188 (5th Cir. 1994).

The Respondent's motion for summary affirmance of the BIA's decision and its various motions regarding briefing are DENIED as unnecessary.

PETITION DENIED; ALL OUTSTANDING MOTIONS DENIED.