

FILED

March 3, 2006

Charles R. Fulbruge III
Clerk

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT**

No. 03-60603
Summary Calendar

FELIPE AGADO-RIVAS,

Petitioner,

versus

ALBERTO R. GONZALES, U. S. ATTORNEY GENERAL,

Respondent.

Petition for Review of an Order of the
Board of Immigration Appeals
BIA No. A91-832-804

Before BARKSDALE, STEWART and CLEMENT, Circuit Judges.

PER CURIAM:*

Felipe Agado-Rivas (Agado) petitions for review of the Board of Immigration Appeals' (the Board's) denial of his motion to reconsider its decision finding him removable and ineligible for cancellation of removal due to his prior conviction for possession of cocaine. *See* 8 U.S.C. §§ 1227(a)(2)(A)(iii), 1229b(a). Since Agado's possession-of-cocaine conviction is appropriately classified as an aggravated felony, this court lacks jurisdiction over the instant petition for review.

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

See United States v. Hernandez-Avalos, 251 F.3d 505, 510 (5th Cir. 2001); 8 U.S.C. § 1252(a)(2)(C). Based on the foregoing, Agado's petition for review is DISMISSED FOR LACK OF JURISDICTION.