

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 95-60701
Conference Calendar

RENE AUGUSTO RODRIGUEZ-ACEITUNO,

Petitioner,

versus

IMMIGRATION AND NATURALIZATION SERVICE,

Respondent.

- - - - -
Petition for Review of an Order of the
Board of Immigration Appeals
A30 464 222

- - - - -
June 26, 1996

Before HIGGINBOTHAM, BARKSDALE, and BENAVIDES, Circuit Judges.

PER CURIAM:*

Rene Rodriguez-Aceituno (Rodriguez) petitions for review of the summary dismissal by the Board of Immigration Appeals (BIA) of his appeal from the Immigration Judge's (IJ) denial of his application for relief from deportation pursuant to § 212(c) of the Immigration and Nationality Act. Rodriguez fails to challenge the BIA's dismissal but instead challenges only the

* Pursuant to Local Rule 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in Local Rule 47.5.4.

IJ's decision. This court, however, "is authorized to review only the order of the [BIA], not the decision of the immigration judge." Castillo-Rodriguez v. INS, 929 F.2d 181, 183 (5th Cir. 1991). Because Rodriguez fails to present this court with the only appealable issue, the propriety of the BIA's dismissal, his petition is DISMISSED as frivolous. See Howard v. King, 707 F.2d 215, 219-20 (5th Cir. 1983); 5th Cir. R. 42.2.