

December 5, 2003

Charles R. Fulbruge III  
Clerk

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 03-30309  
Summary Calendar

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SUNDAY OLAKANPO OLASBIKAN,

Petitioner-Appellant,

versus

JOHN ASHCROFT; DORIS MEISSNER; BUREAU OF IMMIGRATION AND  
CUSTOMS ENFORCEMENT; EDWARD MCELROY; CHRISTINE G. DAVIS,

Respondents-Appellees.

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Appeal from the United States District Court  
for the Western District of Louisiana  
USDC No. 02-CV-2607  
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Before HIGGINBOTHAM, DAVIS, and PRADO, Circuit Judges.

PER CURIAM:\*

Sunday Olakanpo Olasebikan, Federal prisoner # 04895-078, has appealed the dismissal, pursuant to Immigration and Nationality Act ("INA") § 242(a)(2)(B), of his petition for a writ of habeas corpus, under 28 U.S.C. § 2241, challenging the affirmance by the Bureau of Immigration Appeals of the denial of his application under INA § 212(c) for waiver of deportation. Because Olasebikan has departed from the United States, we lack

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 R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR.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

jurisdiction and the appeal must be dismissed. See 8 U.S.C. § 1105a(c) (1994); see also Cipriano v. INS, 24 F.3d 763, 764 (5th Cir. 1994).

APPEAL DISMISSED.