

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

August 13, 2026

Lyle W. Cayce
Clerk

No. 25-60698
Summary Calendar

NIDIA DAMARIS DERAS-VELASQUEZ; KENNETH YESSER
MUNOZ-DERAS,

Petitioners,

versus

TODD WALLACE BLANCHE, *U.S. Attorney General,*

Respondent.

Petition for Review of an Order of the
Board of Immigration Appeals
Agency Nos. A206 188 142,
A206 188 143

Before KING, HIGGINSON, and DOUGLAS, *Circuit Judges.*

PER CURIAM:*

Nidia Damaris Deras-Velasquez and Kenneth Yesser Munoz-Deras, natives and citizens of Honduras, petition for review of a decision by the Board of Immigration Appeals (BIA) upholding an immigration judge's (IJ) denial of withholding of removal.

* This opinion is not designated for publication. *See* 5TH CIR. R. 47.5.

No. 25-60698

The petitioners do not contest the BIA's determination that they waived the issue of whether their proposed particular social groups are cognizable. *See Chambers v. Mukasey*, 520 F.3d 445, 448 n.1 (5th Cir. 2008). The BIA's waiver determination is a sufficient basis to deny the petition for review as to their withholding of removal claims. *See Santos-Alvarado v. Barr*, 967 F.3d 428, 440 n.13 (5th Cir. 2020); *Munoz-De Zelaya v. Garland*, 80 F.4th 689, 693-94 (5th Cir. 2023).

The petitioners also argue that their due process rights were violated because the IJ was biased against them at their merits hearing. The Government correctly asserts that the argument is unexhausted, *see* 8 U.S.C. § 1252(d)(1); *Monteon-Camargo v. Barr*, 918 F.3d 423, 429 (5th Cir. 2019), and thus we do not consider the petitioners' due process claim, *see Carreon v. Garland*, 71 F.4th 247, 257 (5th Cir. 2023).

The petition for review is DENIED.