

United States Court of Appeals for the Fifth Circuit

No. 26-60068
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED

September 14, 2026

Lyle W. Cayce
Clerk

HUI JIN,

Petitioner,

versus

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

Respondent.

Petition for Review of an Order of the
Board of Immigration Appeals
Agency No. A073 532 052

Before HAYNES, GRAVES, and RAMIREZ, *Circuit Judges.*

PER CURIAM:*

Hui Jin, a native and citizen of China, petitions this court for review of an order of the Board of Immigration Appeals (BIA) denying his motion to reopen, which was grounded upon a claim of ineffective assistance of counsel (IAC). We review the BIA's denial of this "disfavored" motion under "a highly deferential abuse-of-discretion standard," and the agency's decision will stand unless it is "capricious, without foundation in the

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

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evidence, or otherwise so irrational that it is arbitrary rather than the result of any perceptible rational approach.” *Gonzalez-Cantu v. Sessions*, 866 F.3d 302, 304-05 (5th Cir. 2017) (internal quotation marks and citation omitted). Jin has not met these standards.

Insofar as he attacks decisions other than the BIA’s denial of his motion to reopen, they are not before this court because (1) we do not consider decisions of the Immigration Judge that were not adopted by the BIA, and (2) the only petition for review before us pertains to the denial of reopening. *See Singh v. Sessions*, 880 F.3d 220, 224 (5th Cir. 2018); *Ramos-Lopez v. Lynch*, 823 F.3d 1024, 1027 (5th Cir. 2016). Insofar as he raises arguments that were not presented to the BIA in his cursory motion for reopening, they are unexhausted, as pointed out by the respondent, and we decline to consider them. *See Medina Carreon v. Garland*, 71 F.4th 247, 257 (5th Cir. 2023). Finally, he shows no prejudice in connection with counsel’s alleged deficiencies, so he fails to show either IAC or an abuse of discretion in connection with the denial of his motion to reopen. *See Diaz v. Sessions*, 894 F.3d 222, 228 (5th Cir. 2018); *Gonzalez-Cantu*, 866 F.3d at 304-05. The petition for review is DENIED.