

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 92-8523  
Conference Calendar

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JESUS ARIZALA-SIMISTERRIA,

Petitioner-Appellant,

versus

IMMIGRATION & NAT'L, Regional  
and National Offices,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Western District of Texas  
USDC No. A 92-CV-510  
- - - - -

March 16, 1993

Before KING, HIGGINBOTHAM, and DAVIS, Circuit Judges.

PER CURIAM:\*

Jesus Arizala-Simisterria (Arizala) is an incarcerated alien who appeals the district court's dismissal of his petition for a writ of mandamus, in which he seeks to compel the Immigration and Naturalization Service (INS) to begin deportation proceedings against him.

Arizala does not fall within the "zone of interest" of § 1252(i) of the Immigration and Nationality Act, 8 U.S.C. §§ 1101-1557 (1988), nor the Administrative Procedure Act, 5

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\* Local Rule 47.5 provides: "The publication of opinions that have no precedential value and merely decide particular cases on the basis of well-settled principles of law imposes needless expense on the public and burdens on the legal profession." Pursuant to that Rule, the Court has determined that this opinion should not be published.

U.S.C. §§ 500-706 (1988). Thus, he lacks standing to invoke the Mandamus Act, 28 U.S.C. § 1361 (1988). Giddings v. Chandler, 979 F.2d 1104, 1108-10 (5th Cir. 1992). Therefore, he is not entitled to the relief sought.

AFFIRMED.