

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 94-41223
Conference Calendar

BASIL ABDELKADER EL-MASRI,

Petitioner,

versus

IMMIGRATION AND NATURALIZATION SERVICE,

Respondent.

- - - - -
Petition for Review of an Order of the
Board of Immigration Appeals
A-29 986 687
- - - - -
August 23, 1995

Before KING, JOLLY, and WIENER, Circuit Judges.

PER CURIAM:*

"This [c]ourt is authorized to review only the order of the Board [of Immigration Appeals (BIA)], not the decision of the immigration judge." Castillo-Rodriquez v. INS, 929 F.2d 181, 183 (5th Cir. 1991). Basil Abdelkader El-Masri fails to present in his initial brief argument on the propriety of the BIA's summary dismissal pursuant to 8 C.F.R. § 3.1(d)(1-a)(i)(A) (1995). The

* 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 Pursuant to that Rule, the court has determined that this opinion should not be published.

arguments found in his reply brief come too late. See Yohey v. Collins, 985 F.2d 222, 225 (5th Cir. 1993). We view El-Masri's failure to perfect his appeal before the BIA "as a failure to exhaust available administrative remedies." Townsend v. INS, 799 F.2d 179, 182 (5th Cir. 1986) (footnote omitted).

Accordingly, the appeal is DISMISSED.