

AUG 11 2009

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

RAJINDER PAL SINGH,

Petitioner - Appellant,

v.

JANET NAPOLITANO, Secretary  
Department of Homeland Security;  
NANCY ALCANTAR, Field Office  
Director, Immigration and Customs  
Enforcement; ERIC H. HOLDER,  
Attorney General of the United States,

Respondents - Appellees.

No. 07-16988

D.C. No. CV-07-03943-MMC  
Northern District of California,  
San Francisco

ORDER

Before: WALLACE, FARRIS and McKEOWN, Circuit Judges.

The case is remanded to the Board of Immigration Appeals for the limited purpose of ruling upon whether the Board had jurisdiction to hear Singh's ineffective assistance of counsel claims and what effect, if any, the Attorney General's recent opinion in In re Compean, 25 I&N Dec. 1, 3 (A.G. 2009), has on this case. The Board shall advise this court of any action or decision.