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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>DETELIN DRAGANOV,</p> <p>Plaintiff - Appellant,</p> <p>v.</p> <p>STATE OF WASHINGTON,</p> <p>Defendant - Appellee.</p>

No. 13-35391

D.C. No. 2:13-cv-00260-RSL

MEMORANDUM*

Appeal from the United States District Court
for the Western District of Washington
Robert S. Lasnik, District Judge, Presiding

Submitted October 14, 2014**

Before: LEAVY, GOULD, and BERZON, Circuit Judges.

Detelin Draganov appeals pro se from the district court’s order dismissing his 42 U.S.C. § 1983 action alleging constitutional violations in connection with state court proceedings involving Draganov. We have jurisdiction under 28 U.S.C. § 1291. We review de novo the district court’s dismissal under 28 U.S.C.

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

§ 1915(e)(2) for failure to state a claim. *Barren v. Harrington*, 152 F.3d 1193, 1194 (9th Cir. 1998) (order). We affirm.

The district court properly dismissed Draganov's action because Draganov failed to allege facts sufficient to state a plausible claim for relief under any viable legal theory. *See Hebbe v. Pliler*, 627 F.3d 338, 341-42 (9th Cir. 2010) (although pro se pleadings are to be liberally construed, a plaintiff still must present factual allegations sufficient to state a plausible claim for relief). Moreover, the Eleventh Amendment bars Draganov's action against the State of Washington. *See Brooks v. Sulphur Springs Valley Elec. Coop.*, 951 F.2d 1050, 1053 (9th Cir. 1991) (Eleventh Amendment immunity bars suits in federal court against a state by its own citizens).

We reject Draganov's contention, set forth in his notice of appeal, that the district court's dismissal order improperly denied Draganov his right to a fair jury trial.

AFFIRMED.