

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

NOV 1 2017

FOR THE NINTH CIRCUIT

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

GABRIEL ARMENDARIZ,

Plaintiff-Appellant,

v.

JEFF AURICCHIO,

Defendant-Appellee.

No. 17-15752

D.C. No. 2:15-cv-01890-SRB

MEMORANDUM*

Appeal from the United States District Court
for the District of Arizona
Susan R. Bolton, District Judge, Presiding

Submitted October 23, 2017**

Before: LEAVY, WATFORD, and FRIEDLAND, Circuit Judges.

Gabriel Armendariz appeals pro se from the district court's summary judgment in his 42 U.S.C. § 1983 action alleging false arrest. We have jurisdiction under 28 U.S.C. § 1291. We affirm.

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

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

Because Armendariz failed to raise any arguments regarding the basis for the district court's grant of summary judgment, he has waived any such challenge on appeal. *See Smith v. Marsh*, 194 F.3d 1045, 1052 (9th Cir. 1999) (“[O]n appeal, arguments not raised by a party in its opening brief are deemed waived.”); *Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) (“We will not manufacture arguments for an appellant . . .”).

We do not consider arguments or allegations raised for the first time on appeal. *See Smith*, 194 F.3d at 1052 (“As a general rule, we will not consider arguments that are raised for the first time on appeal.”).

AFFIRMED.