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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MARVIN G. HOLLIS,

Plaintiff - Appellant,

v.

ELOY MEDINA, Correctional Counselor
II Appeals Coordinator,

Defendant - Appellee.

No. 09-16803

D.C. No. 3:07-cv-02980-TEH

MEMORANDUM*

MARVIN G. HOLLIS,

Plaintiff - Appellant,

v.

DAVID CAPLAN, Correctional Sergeant,
California Department of Corrections &
Rehabilitation,

Defendant - Appellee.

No. 09-16987

D.C. No. 3:06-cv-02790-TEH

Appeals from the United States District Court
for the Northern District of California
Thelton E. Henderson, District Judge, Presiding

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

Submitted February 15, 2011**

Before: CANBY, FERNANDEZ, and M. SMITH, Circuit Judges.

California state prisoner Marvin G. Hollis appeals pro se from the district court's summary judgments in his 42 U.S.C. § 1983 actions alleging retaliation by prison officials. We review de novo. *EEOC v. Luce, Forward, Hamilton & Scripps*, 345 F.3d 742, 746 (9th Cir. 2003). We affirm.

The district court properly granted summary judgment to defendants because Hollis failed to raise a genuine issue of material fact as to whether their conduct was based on a retaliatory motive rather than a legitimate correctional goal. *See Pratt v. Rowland*, 65 F.3d 802, 806 (9th Cir. 1995) (plaintiff must show allegedly retaliatory action did not advance legitimate correctional goals).

Hollis's remaining contentions are unpersuasive.

We treat Hollis's motions for judicial notice as citations of supplemental authorities pursuant to Fed. R. App. P. 28(j).

AFFIRMED.

** The panel unanimously concludes these cases are suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).