

SEP 10 2013

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>FRED JAY OTTO,</p> <p style="text-align: center;">Plaintiff - Appellant,</p> <p>v.</p> <p>FEDERAL BUREAU OF PRISONS; et al.,</p> <p style="text-align: center;">Defendants - Appellees.</p>
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No. 12-56438

D.C. No. 2:12-cv-06014-MMM-
CW

MEMORANDUM*

Appeal from the United States District Court
for the Central District of California
Margaret M. Morrow, District Judge, Presiding

Submitted September 9, 2013 **

Before: TASHIMA, M.SMITH, and IKUTA, Circuit Judges.

Plaintiff Fred Otto appeals pro se the district court’s denial of his request for preliminary injunctive relief against defendant prison officials. We have jurisdiction under 28 U.S.C. § 1292(a)(1), and we affirm.

* 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).

Our sole inquiry is whether the district court abused its discretion in denying preliminary injunctive relief, and we conclude the district court did not abuse its discretion. *Winter v. Natural Resources Defense Council*, 555 U.S. 7, 24 (2008) (listing factors for district court to consider); *Sports Form, Inc. v. United Press Int'l*, 686 F.2d 750, 752-53 (9th Cir. 1982) (explaining limited scope of review).

AFFIRMED.