

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

AUG 28 2019

FOR THE NINTH CIRCUIT

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

DIEGO RIVERA VALENCIA,

No. 18-56310

Plaintiff-Appellant,

D.C. No. 3:18-cv-01261-WQH-
NLS

v.

JOHN FOREST WEIS I, District Attorney
of the State of California, County of
Imperial Valley, individual; GILBERT G.
OTERO,

MEMORANDUM*

Defendants-Appellees.

Appeal from the United States District Court
for the Southern District of California
William Q. Hayes, District Judge, Presiding

Submitted August 19, 2019**

Before: SCHROEDER, PAEZ, and HURWITZ, Circuit Judges.

Diego Rivera Valencia appeals pro se from the district court's judgment dismissing his 42 U.S.C. § 1983 action alleging federal and state law claims related to his proceedings in a criminal case. We have jurisdiction under 28 U.S.C.

* 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).

§ 1291. We affirm.

In his opening brief, Valencia fails to address the district court's grounds for dismissal. Therefore, Valencia has waived his challenge to the district court's dismissal order. *See Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) (“We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .”).

AFFIRMED.