

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAR 25 2021

FOR THE NINTH CIRCUIT

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

JEROMEY G. JONES,

No. 20-35015

Plaintiff-Appellant,

D.C. No. 6:18-cv-00075-DLC

v.

MEMORANDUM\*

MONTANA STATE PRISON; et al.,

Defendants-Appellees.

Appeal from the United States District Court  
for the District of Montana  
Dana L. Christensen, District Judge, Presiding

Submitted March 16, 2021\*\*

Before: GRABER, R. NELSON, and HUNSAKER, Circuit Judges.

Montana state prisoner Jeromey G. Jones appeals pro se from the district court's judgment dismissing his 42 U.S.C. § 1983 action for failure to comply with court orders. We have jurisdiction under 28 U.S.C. § 1291. We affirm.

In his opening brief, Jones fails to address the grounds for dismissal and has

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\* 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).

therefore waived his challenge to the district court's judgment. *See Indep. Towers of Wash. v. Washington*, 350 F.3d 925, 929 (9th Cir. 2003) (“[W]e will not consider any claims that were not actually argued in appellant’s opening brief.”); *Acosta-Huerta v. Estelle*, 7 F.3d 139, 144 (9th Cir. 1993) (issues not supported by argument in pro se appellant’s opening brief are waived).

Jones’s motion to appoint counsel (Docket Entry No. 17) is denied.

**AFFIRMED.**