

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAR 29 2024

FOR THE NINTH CIRCUIT

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

TATYANA EVGENIEVNA DREVALEVA,

No. 22-16733

Plaintiff-Appellant,

D.C. No. 4:22-cv-00887-HSG

v.

MEMORANDUM\*

DENIS McDONOUGH, in his Official  
Capacity as Secretary of the U.S. Department  
of Veterans Affairs; UNITED STATES OF  
AMERICA; DEPARTMENT OF  
VETERANS AFFAIRS,

Defendants-Appellees.

Appeal from the United States District Court  
for the Northern District of California  
Haywood S. Gilliam, Jr., District Judge, Presiding

Submitted March 26, 2024\*\*

Before: TASHIMA, SILVERMAN, and KOH, Circuit Judges.

Tatyana Evgenievna Drevaleva appeals pro se from the district court's  
judgment dismissing her action alleging federal and state law claims. We have

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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).

jurisdiction under 28 U.S.C. § 1291. We review de novo a district court's dismissal under Fed. R. Civ. P. 12(b)(6) on the basis of claim preclusion. *Stewart v. U.S. Bancorp*, 297 F.3d 953, 956 (9th Cir. 2002). We affirm.

The district court properly dismissed Drevalova's action on the basis of claim preclusion because Drevalova raised, or could have raised, her claims in her prior federal actions, which involved the same parties or their privies and resulted in final judgments on the merits. *See Mpoyo v. Litton Electro-Optical Sys.*, 430 F.3d 985, 987 (9th Cir. 2005) (setting forth elements of claim preclusion under federal law).

The district court did not abuse its discretion by declaring Drevalova a vexatious litigant and entering a pre-filing review order against her because all of the requirements were met. *See Ringgold-Lockhart v. County of Los Angeles*, 761 F.3d 1057, 1062 (9th Cir. 2014) (setting forth standard of review and requirements for pre-filing review orders).

All pending motions are denied.

**AFFIRMED.**