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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>F. JOE YEAGER,</p> <p style="text-align: center;">Plaintiff - Appellant,</p> <p>v.</p> <p>CITY OF SAN DIEGO, CALIFORNIA; et al.,</p> <p style="text-align: center;">Defendants - Appellees.</p>
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No. 07-55999

D.C. No. CV-05-02089-BEN

MEMORANDUM\*

Appeal from the United States District Court  
for the Southern District of California  
Roger T. Benitez, District Judge, Presiding

Submitted January 13, 2009\*\*

Before: O'SCANNLAIN, BYBEE and CALLAHAN, Circuit Judges.

F. Joe Yeager appeals pro se from the district court's judgment dismissing his Third Amended Complaint on numerous grounds. We have jurisdiction pursuant to 28 U.S.C. § 1291. We review de novo the district court's dismissal for

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

\*\* The panel unanimously finds this case suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

lack of subject matter jurisdiction, *Campos v. Nail*, 940 F.2d 495, 496 (9th Cir. 1991), and for failure to state a claim, *Outdoor Media Group, Inc. v. City of Beaumont*, 506 F.3d 895, 899-900 (9th Cir. 2007).

We affirm for the reasons stated in the district court's Order Dismissing Plaintiff's Third Amended Complaint With Prejudice. Yeager's contentions on appeal are unpersuasive.

**AFFIRMED.**