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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>MARK DARULIS,</p> <p style="text-align: center;">Plaintiff - Appellant,</p> <p>v.</p> <p>C. D. TOWING SPECIALISTS, INC.; et al.,</p> <p style="text-align: center;">Defendants - Appellees.</p>
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No. 08-56781

D.C. No. 3:07-cv-02170-LAB-LSP

MEMORANDUM\*

Appeal from the United States District Court  
for the Southern District of California  
Larry A. Burns, District Judge, Presiding

Submitted February 23, 2009\*\*

Before: KOZINSKI, Chief Judge, HAWKINS and GOULD, Circuit Judges.

Upon review of the record, appellant’s opening brief, and the parties’  
responses to this court’s December 10, 2008 order to show cause, this court hereby

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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).

summarily affirms the district court's final judgment. *See United States v. Hooton*, 693 F.2d 857 (9th Cir. 1982) (per curiam) (summary affirmance appropriate where result is clear from face of record).

**AFFIRMED.**