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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>LOUIS WATSON,</p> <p>Petitioner - Appellant,</p> <p>v.</p> <p>THOMAS CAREY,</p> <p>Respondent - Appellee.</p>
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No. 07-17039

D.C. No. CV-04-02354-PJH

MEMORANDUM\*

Appeal from the United States District Court  
for the Northern District of California  
Phyllis J. Hamilton, District Judge, Presiding

Submitted June 16, 2009\*\*

Before: PAEZ, TALLMAN, and N.R. SMITH, Circuit Judges.

California state prisoner Louis Watson appeals pro se from the district court's judgment denying his 28 U.S.C. § 2254 petition. We have jurisdiction pursuant to 28 U.S.C. § 2253, and we affirm.

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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).

Watson contends that the evidence was insufficient to support his state court convictions for theft by false pretenses and burglary under California Penal Code §§ 368(d) and 459. We conclude that any rational trier of fact could have found the essential elements of the crimes beyond a reasonable doubt, *see Jackson v. Virginia*, 443 U.S. 307, 319 (1979), and that the state court decision was not contrary to, nor an unreasonable application of, clearly established federal law, nor was it based on an unreasonable determination of the facts in light of the evidence presented in the state court proceeding, *see* 28 U.S.C. § 2254(d).

**AFFIRMED.**