

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

JUL 06 2009

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

MICHAEL SEALS,

Plaintiff - Appellant,

v.

JERRY CARDOZA; et al.,

Defendants - Appellees.

No. 08-15011

D.C. No. CV-05-00496-SBA

MEMORANDUM*

Appeal from the United States District Court
for the Northern District of California
Saundra B. Armstrong, District Judge, Presiding

Submitted June 16, 2009**

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

Michael Seals, a California state prisoner, appeals pro se from the district court's order dismissing his 42 U.S.C. § 1983 action alleging that parole agents

* 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).

and social workers violated his civil rights. We have jurisdiction pursuant to 28 U.S.C. § 1291. We review de novo a dismissal under 28 U.S.C. § 1915A. *Barren v. Harrington*, 152 F.3d 1193, 1194 (9th Cir. 1998) (order). We affirm.

The district court properly dismissed the action because the complaint failed to state a cognizable claim against any of the named defendants. *See Lewis v. Casey*, 518 U.S. 343, 354-55 (1996) (prisoners asserting access to courts claims must show actual injury); *Ove v. Gwinn*, 264 F.3d 817, 824 (9th Cir. 2001) (“To state a claim under § 1983, a plaintiff must allege the violation of a right secured by the Constitution and laws of the United States . . . To the extent that the violation of a state law amounts to the deprivation of a state-created interest that reaches beyond that guaranteed by the federal Constitution, Section 1983 offers no redress.”) (internal quotation marks omitted); *Taylor v. List*, 880 F.2d 1040, 1045 (9th Cir. 1989) (“There is no respondeat superior liability under section 1983.”).

Seals’s remaining contentions are unpersuasive.

Seals’s pending motions are denied.

AFFIRMED.