

AUG 19 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>UNITED STATES OF AMERICA,</p> <p>Plaintiff - Appellee,</p> <p>v.</p> <p>RAY LAWRENCE MONDRAGON,</p> <p>Defendant - Appellant.</p>

No. 08-30117

D.C. No. 9:99-cr-00025-JDS

MEMORANDUM*

Appeal from the United States District Court
for the District of Montana
Jack D. Shanstrom, District Judge, Presiding

Submitted August 11, 2009**

Before: KLEINFELD, M. SMITH, and IKUTA, Circuit Judges.

Ray Lawrence Mondragon appeals pro se from the district court's order denying his pro se motions to bring contempt of court charges, hold an evidentiary hearing, appoint new counsel, and provide other relief. We have jurisdiction under

* 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).

28 U.S.C. § 1291, and we affirm.

As an initial matter, we reject the Government's contention that the appeal should be dismissed as untimely. *See* Fed. R. App. P. 4.

Mondragon contends that the district court abused its discretion by denying his motion for contempt of court and other relief. We reject this contention. *See United States v. Powers*, 629 F.2d 619, 627 (9th Cir. 1980); *see also Hallett v. Morgan*, 296 F.3d 732, 749 (9th Cir. 2002).

All pending motions are denied.

AFFIRMED.