

DEC 10 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

KEVIN VANGINDEREN,  
  
Plaintiff - Appellant,

v.

CORNELL UNIVERSITY,  
  
Defendant - Appellee.

No. 08-56020

D.C. No. 3:07-cv-02045-BTM-  
JMA

KEVIN VANGINDEREN,  
  
Plaintiff - Appellant,

v.

CORNELL UNIVERSITY; BERT  
DEIXLER,  
  
Defendants - Appellees.

No. 09-55053

D.C. No. 3:08-cv-00736-BTM-  
JMA

MEMORANDUM \*

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

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

Argued and Submitted November 6, 2009  
Pasadena, California

Before: BRIGHT, \*\* BYBEE, and M. SMITH, Circuit Judges.

In this appeal, Kevin Vanginderen claims errors of law, fact, and in the admission of evidence. We have carefully examined these claims of error and determine that the rulings of the district court did not prejudice Vanginderen.

Accordingly, we **AFFIRM**. No costs are allowed on appeal.

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\*\* The Honorable Myron H. Bright, Senior United States Circuit Judge for the Eighth Circuit, sitting by designation.