

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

**FILED**

JUN 15 2011

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

KENNETH DALE KLYM,

Petitioner - Appellant,

v.

ELDON VAIL, et al;

Respondent - Appellee.

No. 10-35374

D.C. No. 2:09-cv-05041-JLQ

MEMORANDUM\*

Appeal from the United States District Court  
for the Eastern District of Washington  
Justin L. Quackenbush, Senior District Judge, Presiding

Argued and Submitted June 9, 2011  
Seattle, Washington

Before: REINHARDT, W. FLETCHER, and RAWLINSON, Circuit Judges.

Washington inmate Kenneth Klym appeals the district court's denial of his 28 U.S.C. § 2254 habeas corpus petition challenging his conviction and sentence for stalking and first-degree assault. The state appeals court's affirmance of the

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

trial court's denial of his *pro se* motion for access to a law library did not unreasonably deny his clearly established federal rights, as determined by the Supreme Court, to self-representation, *see Kane v. Garcia Espitia*, 546 U.S. 9, 10 (2005), or to meaningful access to the courts, *see Lewis v. Casey*, 518 U.S. 343, 351 (1996). Accordingly, the district court did not err in denying habeas relief.

**AFFIRMED.**