

MAY 29 2014

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>TRACY D. LAWSON,</p> <p style="text-align: center;">Plaintiff - Appellant,</p> <p>v.</p> <p>CITICORP TRUST BANK, A Member of Citigroup; et al.,</p> <p style="text-align: center;">Defendants - Appellees.</p>
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No. 12-15833

D.C. No. 2:11-cv-01163-KJM-  
KJN

MEMORANDUM\*

Appeal from the United States District Court  
for the Eastern District of California  
Kimberly J. Mueller, District Judge, Presiding

Submitted May 13, 2014\*\*

Before: CLIFTON, BEA, and WATFORD, Circuit Judges.

Tracy D. Lawson appeals pro se from the district court’s judgment dismissing her action arising out of foreclosure proceedings. We have jurisdiction under 28 U.S.C. § 1291. We review for an abuse of discretion the denial of a

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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 concludes this case is suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

motion to amend. *Hartmann v. Cal. Dep't of Corr. & Rehab.*, 707 F.3d 1114, 1129 (9th Cir. 2013). We may affirm on any basis supported by the record, *Johnson v. Riverside Healthcare Sys., LP*, 534 F.3d 1116, 1121 (9th Cir. 2008), and we affirm.

Denial of Lawson's motion for leave to amend her complaint was not an abuse of discretion because amendment would be futile. *See Hartmann*, 707 F.3d at 1130; *see also Hebbe v. Pliler*, 627 F.3d 338, 341-42 (9th Cir. 2010) (though prose pleadings are to be liberally construed, a plaintiff must still present factual allegations sufficient to state a plausible claim for relief); *Gomes v. Countrywide Home Loans, Inc.*, 121 Cal. Rptr. 3d 819, 824 (Ct. App. 2011) (California law does not "provide for a judicial action to determine whether the person initiating the foreclosure process is indeed authorized" (citation omitted)).

Lawson's contention that the district court held her to the standards of a practicing attorney is not supported by the record.

**AFFIRMED.**