

JUL 31 2015

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

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

JOSEPH P. BECKER,

Plaintiff - Appellant,

v.

CLASSIFICATION STAFF
REPRESENTATIVE; J. LIZARRAGA,
Warden,

Defendants - Appellees.

No. 14-16259

D.C. No. 2:14-cv-01307-EFB

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of California
Edmund F. Brennan, Magistrate Judge, Presiding**

Submitted July 21, 2015***

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

** Becker consented to proceed before a magistrate judge. *See* 28 U.S.C. § 636(c).

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

Before: CANBY, BEA, and MURGUIA, Circuit Judges.

California state prisoner Joseph Becker appeals pro se from the district court's judgment dismissing his 42 U.S.C. § 1983 action seeking to enjoin his transfer to Sierra Conservation Camp State Prison. We dismiss.

After filing this appeal, Becker was transferred to Corcoran State Prison. Therefore, we dismiss Becker's appeal as moot. *See Nelson v. Heiss*, 271 F.3d 891, 897 (9th Cir. 2001) (“[W]hen a prisoner is moved from a prison, his action will usually become moot as to conditions at that particular facility.”); *Johnson v. Moore*, 948 F.2d 517, 519 (9th Cir. 1991) (per curiam) (prisoner's claims were moot when prisoner was transferred and demonstrated no reasonable expectation of returning to that prison).

DISMISSED.