

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAY 25 2021

FOR THE NINTH CIRCUIT

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

BARBARA K. PARMENTER,

No. 20-35696

Plaintiff-Appellant,

D.C. No. 6:20-cv-00792-MK

v.

MEMORANDUM*

WILMINGTON SAVINGS FUND
SOCIETY, FSB, Not in its individual
capacity but as trustee for BCAT 2017-19TT
and BCAT 201719TT; SHELLPOINT
MORTGAGE SERVICING,

Defendants-Appellees.

Appeal from the United States District Court
for the District of Oregon
Michael J. McShane, District Judge, Presiding

Submitted May 18, 2021**

Before: CANBY, FRIEDLAND, and VANDYKE, Circuit Judges.

Barbara K. Parmenter appeals pro se from the district court's judgment
dismissing her action alleging federal and state law claims and seeking to prevent

* This disposition is not appropriate for publication and is not precedent
except as provided by Ninth Circuit Rule 36-3.

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

foreclosure on property in Oregon. We have jurisdiction under 28 U.S.C. § 1291.

We affirm.

In her opening brief, Parmenter failed to address any of the grounds for dismissal and has therefore waived her challenge to the district court's order dismissing her action for failure to prosecute. *See Indep. Towers of Wash. v. Washington*, 350 F.3d 925, 929 (9th Cir. 2003) (“[W]e will not consider any claims that were not actually argued in appellant’s opening brief.”); *Acosta-Huerta v. Estelle*, 7 F.3d 139, 144 (9th Cir. 1993) (issues not supported by argument in pro se appellant’s opening brief are waived); *see also Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) (“We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .”).

We do not consider Parmenter’s renewed request for appointment of counsel set forth in her opening brief. In Docket Entry No. 18, this court denied Parmenter’s motion for appointment of counsel and ordered that no motions for reconsideration, clarification, or modification of the denial shall be filed or entertained.

All other pending motions and requests are denied.

AFFIRMED.