

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

JAN 27 2023

FOR THE NINTH CIRCUIT

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

CURTIS JASON WENDT-WEST,

No. 22-55091

Plaintiff-Appellant,

D.C. No. 5:21-cv-01336-JWH-SP

v.

MEMORANDUM*

STATE OF HAWAI'I, DEPARTMENT OF
EDUCATION; and KATHLEEN DIMINO,
Complex Area Superintendent, in her official
capacity only,

Defendants-Appellees.

Appeal from the United States District Court
for the Central District of California
John W. Holcomb, District Judge, Presiding

Submitted January 18, 2023**

Before: GRABER, PAEZ, and NGUYEN, Circuit Judges.

Curtis Jason Wendt-West appeals pro se from the district court's judgment dismissing for lack of personal jurisdiction his action alleging federal and state law employment claims. We have jurisdiction under 28 U.S.C. § 1291. We review de

* 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).

novo a dismissal under Federal Rule of Civil Procedure 12(b)(2). *LNS Enters. LLC v. Cont'l Motors, Inc.*, 22 F.4th 852, 857 (9th Cir. 2022). We affirm.

The district court properly dismissed Wendt-West's action for lack of personal jurisdiction because Wendt-West failed to allege facts sufficient to establish that defendants had such continuous and systematic contacts with California to establish general personal jurisdiction, or sufficient claim-related contacts with California to provide the court with specific personal jurisdiction over defendants. *See id.* at 858–59 (discussing requirements for general and specific personal jurisdiction).

We do not consider matters not specifically and distinctly raised and argued in the opening brief or allegations raised for the first time on appeal. *See Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

AFFIRMED.