

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

AUG 28 2023

FOR THE NINTH CIRCUIT

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

CRISPIN GRANADOS,

No. 22-15115

Plaintiff-Appellant,

D.C. No. 2:21-cv-01071-SPL-MHB

v.

MEMORANDUM*

RENO, Unknown; Sargeant; RODRIGUEZ,
Inmate ADC - #227432; DIAZ, Corrections
Officer,

Defendants-Appellees.

Appeal from the United States District Court
for the District of Arizona
Steven Paul Logan, District Judge, Presiding

Submitted August 15, 2023**

Before: TASHIMA, S.R. THOMAS, and FORREST, Circuit Judges.

Arizona state prisoner Crispin Granados appeals pro se from the district court's judgment dismissing his 42 U.S.C. § 1983 action alleging failure to protect from assault by another inmate. We have jurisdiction under 28 U.S.C. § 1291. We

* 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).

affirm.

In his opening brief, Granados does not address the district court's determination that he failed to prosecute the action and has therefore waived his challenge to the dismissal. *See Indep. Towers of Wash. v. Washington*, 350 F.3d 925, 929 (9th Cir. 2003) (explaining that "we cannot manufacture arguments for appellant and . . . will not consider any claims that were not actually argued in appellant's opening brief" (citation and internal quotation marks omitted)); *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).

AFFIRMED.