

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

JUL 23 2024

FOR THE NINTH CIRCUIT

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

LAUREL NANCY TEVOLITZ, Aggrieved
Affiant/Suit Juris for the Malen Z and
Beverly Tevolitz Estate,

Plaintiff-Appellant,

v.

CLEAR RECON CORPORATION; et al.,

Defendants-Appellees.

No. 23-15333

D.C. No. 3:22-cv-08085-SPL

MEMORANDUM*

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

Submitted July 16, 2024**

Before: SCHROEDER, VANDYKE, and KOH, Circuit Judges.

Laurel Nancy Tevolitz appeals pro se from the district court's judgment dismissing her action alleging federal and state law claims arising from foreclosure proceedings. We have jurisdiction under 28 U.S.C. § 1291. We affirm.

* 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).

In her opening brief, Tevolitz fails to address the district court's grounds for dismissal and has therefore waived her challenge to the district court's order. *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).

We reject as unsupported by the record Tevolitz’s contentions of bias.

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

We treat Tevolitz’s motion (Docket Entry No. 21) as a request to file an oversized reply brief and grant the request. The Clerk will file Tevolitz’s reply brief received at Docket Entry No. 20.

All other pending motions and requests are denied.

AFFIRMED.