

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

DEC 24 2024

FOR THE NINTH CIRCUIT

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

MICHAEL A. JACKMAN,

Plaintiff-Appellant,

v.

CITY OF POCA TELLO; ROGER SCHEI;  
KEVIN NIELSEN; JOHN DOES, I-X,

Defendants-Appellees.

No. 23-35546

D.C. No. 4:21-cv-00379-AKB

MEMORANDUM\*

Appeal from the United States District Court  
for the District of Idaho  
Amanda K. Brailsford, District Judge, Presiding

Submitted December 17, 2024\*\*

Before: WALLACE, GRABER, and BUMATAY, Circuit Judges.

Michael A. Jackman appeals pro se from the district court's summary judgment in his 42 U.S.C. § 1983 action alleging claims arising out of his arrest.

We have jurisdiction under 28 U.S.C. § 1291. We affirm.

Because Jackman does not challenge any decision by the district court in his

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\* 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).

opening brief, including its decision to grant summary judgment, we do not address these decisions. *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.”).

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).

All pending motions are denied as unnecessary.

**AFFIRMED.**