

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAY 5 2026

FOR THE NINTH CIRCUIT

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

PAUL D. CARR,

Plaintiff - Appellant,

v.

Doctor SHERIF ABDOU,

Defendant - Appellee.

No. 24-4073

D.C. No. 5:21-cv-00865-MRA-PVC

MEMORANDUM*

Appeal from the United States District Court
for the Central District of California
Monica Ramirez Almadani, District Judge, Presiding

Submitted April 22, 2026**

Before: LEE, DESAI, and JOHNSTONE, Circuit Judges.

California state prisoner Paul D. Carr appeals pro se from the district court's summary judgment in his 42 U.S.C. § 1983 action alleging deliberate indifference to his serious medical needs. We have jurisdiction under 28 U.S.C. § 1291. We review de novo. *Toguchi v. Chung*, 391 F.3d 1051, 1056 (9th Cir. 2004). 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.

The district court properly granted summary judgment because Carr failed to raise a genuine dispute of material fact as to whether defendant acted with deliberate indifference to Carr's serious medical needs by adjusting his prescription medications. *See Hamby v. Hammond*, 821 F.3d 1085, 1092 (9th Cir. 2016) (stating that a difference of opinion between a physician and a prisoner—or between medical professionals—concerning appropriate medical care does not amount to deliberate indifference); *Toguchi*, 391 F.3d at 1057 (explaining that a prison official is deliberately indifferent only if he or she knows of and disregards an excessive risk to inmate health).

We reject as unsupported by the record Carr's contentions that defendant committed perjury or submitted a sham affidavit.

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.

AFFIRMED.