

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAY 29 2026

FOR THE NINTH CIRCUIT

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

KENNETH HILL,

Plaintiff - Appellant,

v.

ROB BONTA, Attorney General State of California; JIM COOPER, Sacramento County Sheriff Chief; PHIL SERNA, Sacramento County Board of Supervisors-Chair; PATRICK KENNEDY, Sacramento County Board of Supervisors-Vice Chair; COUNTY OF SACRAMENTO, State of California Public Entity,

Defendants - Appellees.

No. 25-2341

D.C. No. 2:24-cv-02884-DJC-EFB

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of California
Daniel J. Calabretta, District Court, Presiding

Submitted May 26, 2026**

Before: S.R. THOMAS, MILLER, and H.A. THOMAS, Circuit Judges.

* 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).

California state pretrial detainee Kenneth Hill appeals pro se from the district court's judgment dismissing his 42 U.S.C. § 1983 action alleging excessive bail. We have jurisdiction under 28 U.S.C. § 1291. We review de novo a dismissal under 28 U.S.C. § 1915A. *Wilhelm v. Rotman*, 680 F.3d 1113, 1118 (9th Cir. 2012). We may affirm on any basis supported by the record. *Thompson v. Paul*, 547 F.3d 1055, 1058-59 (9th Cir. 2008). We affirm.

Dismissal of Hill's action was proper because Hill failed to allege facts sufficient to show that his pre-arraignment bail violated his constitutional rights or that revocation of his bail was caused by any defendant. *See United States v. Salerno*, 481 U.S. 739, 754-55 (1987) (explaining that bail is excessive only if it is set at an amount higher than necessary to ensure protection of government interests such as public safety); *Galen v. County of Los Angeles*, 477 F.3d 652, 663-65 (9th Cir. 2007) (explaining that Sheriff officers could only have caused a bail modification by a judicial officer if they misled that judicial officer).

AFFIRMED.