NOT FOR PUBLICATION

FILED

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

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

UNITED STATES OF AMERICA, Plaintiff - Appellee, v. ANTOINE DOUGLASS JOHNSON, Defendant - Appellant.	No. 25-5132 D.C. No. 3:09-cr-05703-DGE-1 MEMORANDUM[*]

Appeal from the United States District Court
for the Western District of Washington
David G. Estudillo, District Judge, Presiding

Submitted June 22, 2026[**]

Before: CANBY, BENNETT, and BADE, Circuit Judges.

Antoine Douglass Johnson appeals pro se from the district court's order denying his second petition for a writ of error coram nobis. We have jurisdiction under 28 U.S.C. § 1291. Reviewing de novo, *United States v. Riedl*, 496 F.3d 1003, 1005 (9th Cir. 2007), we affirm.

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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).

Johnson claims that he recently discovered copies of his mother's medical records that prove she was a "patient" under 42 C.F.R. § 2.11. He argues that the government's failure to obtain a valid disclosure order for these records deprived the district court of subject matter jurisdiction over his case and that the government lacked Article III standing to prosecute him. We agree with the district court that this claim—variations of which have been rejected previously—does not establish an error of the most fundamental character. *See Riedl*, 496 F.3d at 1006 (stating requirements for coram nobis relief). Moreover, the medical records are from 2009 and 2012, and Johnson fails to show why he could not have presented them earlier. *See id*. at 1007.

We do not address Johnson's arguments for coram nobis relief that were raised for the first time on appeal. *See Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

AFFIRMED.