

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

AUG 4 2026

FOR THE NINTH CIRCUIT

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

DUSTIN THOMAS HOUSE DARDEN,

Plaintiff - Appellant,

v.

SUZANNE LaFRANCE, Mayor, in her individual and official capacities; CHRISTOPHER CONSTANT, Assembly chair, in his individual and official capacities; EVA GARDNER, in her individual and official capacities; SEAN CASE, in his individual and official capacities; ANNA BRAWLEY, in her individual and official capacities; DANIEL VOLLAND, in his individual and official capacities; JARED GOECKER, in his individual and official capacities; SCOTT MEYERS, in his individual and official capacities; ERIN BALDWIN DAY, in her individual and official capacities; FELIX RIVERA, in his individual and official capacities; GEORGE MARTINEZ, in his individual and official capacities; YARROW SILVERS, in his individual and official capacities; ZAC JOHNSON, in his individual and official capacities; KEITH McCORMICK, in his individual and official capacities; KAMERON PEREZ-VERDIA, in his individual and official capacities;

No. 26-1606

D.C. No. 3:26-cv-00053-SLG

MEMORANDUM*

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

ALLIED UNIVERSAL SECURITY
SERVICES, LLC; DOES, Doe Allied
Security Guards; M. WEINRICK, APD
Officer, in his individual and official
capacities; C.B. WALAND, APD Officer,
in his individual and official capacities;
CARPENTER, APD Officer, in his
individual and official capacities;
AMBURN, APD Officer, in his individual
and official capacities; D. GUTIERREZ,
APD Officer, in his individual and official
capacities; RIVERA, APD Officer, in his
individual and official capacities;
MUNICIPALITY OF ANCHORAGE,

Defendants - Appellees.

Appeal from the United States District Court
for the District of Alaska
Sharon L. Gleason, District Judge, Presiding

Submitted July 29, 2026**

Before: McKEOWN, TALLMAN, and MENDOZA, JR., Circuit Judges.

Dustin Thomas House Darden appeals pro se from the district court's order denying his motion for a preliminary injunction in his 42 U.S.C. § 1983 action alleging claims arising from his attempts to provide public comments at local government meetings. We have jurisdiction under 28 U.S.C. § 1292(a)(1), and we dismiss this appeal as moot.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Darden’s appeal is moot because Darden’s requested relief concerns an election date that has passed and a trespass order that is no longer in effect. *See Akina v. Hawaii*, 835 F.3d 1003, 1010 (9th Cir. 2016) (“An interlocutory appeal of the denial of a preliminary injunction is moot when a court can no longer grant any effective relief sought in the injunction request.”); *see also Ariz. Green Party v. Reagan*, 838 F.3d 983, 987 (9th Cir. 2016) (holding that the occurrence of an election mooted specific demands for relief related to that election). Contrary to Darden’s contentions, no exception to mootness applies. *See Akina*, 835 F.3d at 1010-11 (explaining that the court may not decide hypothetical future issues, and concluding that the “capable of repetition, yet evading review” exception did not apply where the district court retained jurisdiction over the underlying action).

DISMISSED.