

JUL 28 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>CHIH HSIN TENG,</p> <p>Plaintiff - Appellant,</p> <p>v.</p> <p>MICHELLE URIE, Clerk of the Southern Division,</p> <p>Defendant - Appellee.</p>

No. 08-57035

D.C. No. 8:07-cv-00785-DOC-AN

MEMORANDUM*

Appeal from the United States District Court
for the Central District of California
David O. Carter, District Judge, Presiding

Submitted July 14, 2009**

Before: SCHROEDER, THOMAS, and WARDLAW, Circuit Judges.

Chih Hsin Teng appeals pro se from the district court's order dismissing his
42 U.S.C. § 1983 action against a court clerk for filing a court order. We have

* This disposition is not appropriate for publication and is not precedent
except as provided by 9th Cir. R. 36-3.

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

jurisdiction under 28 U.S.C. § 1291. We review de novo. *Mullis v. U.S. Bankr. Court for Dist. of Nev.*, 828 F.2d 1385, 1388 (9th Cir. 1987). We affirm.

The district court properly dismissed the action based on absolute quasi-judicial immunity. *See id.* at 1390 (“Court clerks have absolute quasi-judicial immunity from damages for civil rights violations when they perform tasks that are an integral part of the judicial process.”).

Teng’s remaining contentions are unpersuasive.

Teng’s “petition second for early judgment” is denied as moot.

AFFIRMED.