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SUPREME COURT OF THE UNITED STATES  
WASHINGTON, D.C., 20543

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SUPREME COURT, U.S.

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SATURDAY AUGUST 31<sup>st</sup>, 2019

RE: RANDY M. CORDERO V. NICK A. GUZMAN, et al.,  
9TH CIRCUIT CASE # 17-16608  
EASTERN DISTRICT COURT 2:13-CV-01551-JAM-KJN

MOTION TO STAY THE MANDATE PENDING A  
PETITION FOR CERTIORARI, AND

MOTION FOR EXTENSION OF TIME TO FILE  
THE PETITION FOR WRIT OF CERTIORARI. (FRAP 41 AND 41-1)

I, RANDY M. CORDERO, REQUEST PERMISSION TO APPEAL THIS CASE FROM THE 9TH CIRCUIT APPEALS COURT AND PROCEED TO THE UNITED STATES SUPREME COURT, PLEASE? I NEED THE SUPREME COURT TO DECIDE THIS CASE PRESENTED OF ISSUES OF IMPORTANCE BEYOND THE PARTICULAR FACTS AND PARTIES INVOLVED.

THERE ARE SEVERAL GOOD SUBSTANTIAL QUESTIONS FOR SUPREME COURT REVIEW THAT INCLUDE HISTORY, PATTERN AND PRACTICE OF CORRUPTION WITHIN THE CALIFORNIA DEPARTMENT OF CORRECTIONS AND SIMILAR CASES WITHIN THE STATE OF OREGON'S DEPARTMENT OF CORRECTIONS THAT INCLUDE THE MURDER OF CORRECTIONAL OFFICERS.

I, RANDY M. CORDERO, ALSO REQUEST FOR AN EXTENSION OF TIME TO FILE THE PETITION FOR A WRIT OF CERTIORARI FOR 90 DAYS, FROM SEPTEMBER 12, 2019 UNTIL DECEMBER 12, 2019. THE NINTH CIRCUIT COURT OF APPEALS DECIDED MY CASE ON JUNE 12, 2019. THE FOLLOWING REASONS ARE:

1). EXTRAORDINARY CIRCUMSTANCES EXIST BECAUSE MY P.T.S.D., ANXIETY, AND MAJOR DEPRESSION INTERFERES WITH MY ABILITY TO PREPARE A PROPER PETITION FOR A WRIT OF CERTIORARI. I'M STILL IN PRISON AND I'M ENCOUNTERING FREQUENT "TRIGGERS" AND "REMINDERS" THAT CAUSED AND OFTEN AMPLIFY MY POST-TRAUMATIC STRESS DISORDER. I HAVE A NEW CLINICIAN, DR. SLIMOWICZ, WHO IS HELPING ME TO MANAGE MY SYMPTOMS AND KEEP ME FROM EXCESSIVE SLEEPING.

IM HAVING A HARD TIME DUE TO FEAR CONCERNS.

2). IM ALSO HAVING A HARD TIME GAINING ACCESS TO THE LAW LIBRARY TO PREPARE MY APPEAL FROM THE 9TH CIRCUIT COURT AND ADVANCE MY CASE TO THE SUPREME COURT BECAUSE I STILL HAVE NOT BEEN GRANTED ACCESS. COINCIDENTALLY, INCIDENTS KEEP HAPPENING THAT TRIGGER MY P.T.S.D. AND FEAR BEFORE IM SUPPOSE TO GO TO THE LAW LIBRARY, LIKE SATURDAY, AUGUST 3<sup>RD</sup> 2019, A PRISON GUARD THREATENED TO KICK MY ASS IF I COME OUT OF MY CELL, AND THIS SAME GUARD, "NORIEGA" WOKE ME UP LAST NIGHT FROM SLEEPING SO HE CAN SEE MY INJURIES LASCERATIONS ON MY HEAD AND FACE FROM BEING JUMPED/ATTACKED BY TWO INMATES LAST NIGHT IN THE CHOW HALL.

3). I NEED TO OBTAIN A COPY OF THE DECISION OF THE U.S. COURT OF APPEALS AND ALSO WRITE TO THE DISTRICT COURT TO ASK FOR A COPY OF THE FINDINGS AND RECOMMENDATIONS OF THE U.S. MAGISTRATE JUDGE, BECAUSE MY TRIAL LAWYERS MERYN C.N. GRANT STILL HAS NOT RESPONDED TO MY LETTERS TO TELL ME WHAT MY APPEAL ISSUES ARE NOR RETURNED ANY OF MY LEGAL DOCUMENTS I've REQUESTED FOR.

4). SINCE THE 9TH CIRCUIT COURT DECIDED MY CASE JUNE 12<sup>TH</sup> 2019, I've MADE ATTEMPTS TO OBTAIN APPOINTMENT OF COUNSEL TO REPRESENT ME IN THIS COURT, BUT I've ONLY RECEIVED "ONE" RESPONSE FROM THE SAN QUENTIN PRISON LAW OFFICE, AND NO RESPONSES FROM: (1) THE BARNES FIRM-SAN DIEGO, (2) LAW FIRM OF SHEIN & BRANDENBURG, (3) PIER 5 LAW OFFICE, AND (4) FOX NEWS-SAN DIEGO.

PLEASE GRANT MY MOTION TO STAY THE MANDATE PENDING A PETITION FOR CERTIORARI, AND ALSO PLEASE GRANT MY MOTION FOR EXTENSION OF TIME TO FILE MY PETITION FOR A WRIT OF CERTIORARI.

I, RANDY M. CORDERO, SWEAR THAT I HAVE SERVED A COPY OF THIS MOTION TO EACH PARTY/ COUNSEL AND TO THE U.S. SUPREME COURT, UNDER PENALTY OF PERJURY AND THAT ALL THE ABOVE IS TRUE, ACCURATE AND CORRECT.

CC: CLERK, 9<sup>TH</sup> CIRCUIT COURT ;  
CLERK, UNITED STATES SUPREME COURT ;  
ATTORNEY GENERAL YEVGENIY PARKMAN.

RESPECTFULLY,  
  
RANDY M. CORDERO # T-37551  
R.J. DONOVAN - (C-15 #217)  
480 ALTA ROAD  
SAN DIEGO, CALIFORNIA  
92179

**FILED**

UNITED STATES COURT OF APPEALS

JUL 2 2019

FOR THE NINTH CIRCUIT

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

RANDY MATTHEW CORDERO,

Plaintiff-Appellant,

v.

NICK A. GUZMAN, C/O; MEJIA; D.  
VINCENT; T. SMITH; BURGAIN,  
Correctional Counselor I; A. PARRA,

Defendants-Appellees.

No. 17-16608

D.C. No.

2:13-cv-01551-JAM-KJN

Eastern District of California,  
Sacramento

ORDER

Before: WALLACE, FARRIS, and Trott, Circuit Judges.

Appellant's petition for rehearing is hereby DENIED.

**NOT FOR PUBLICATION**

**FILED**

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

JUN 12 2019

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

RANDY MATTHEW CORDERO,

No. 17-16608

Plaintiff-Appellant,

D.C. No. 2:13-cv-01551-JAM-KJN

v.

MEMORANDUM\*

NICK A. GUZMAN, C/O; et al.,

Defendants-Appellees.

Appeal from the United States District Court  
for the Eastern District of California  
John A. Mendez, District Judge, Presiding

Submitted June 10, 2019\*\*

Before: WALLACE, FARRIS, and Trott, Circuit Judges

California state prisoner Randy Matthew Cordero appeals pro se from the district court's judgment following a jury verdict against Cordero in his 42 U.S.C. § 1983 action alleging constitutional claims. We have jurisdiction under 28 U.S.C. § 1291. 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).*

In his opening brief, Cordero failed to challenge the district court's summary judgment for defendants Mejia, Smith, Vincent, Bugarin, and Parra, and he has therefore waived any such challenge. *See Indep. Towers of Wash. v. Washington*, 350 F.3d 925, 929 (9th Cir. 2003) ("[W]e will not consider any claims that were not actually argued in appellant's opening brief."); *see also Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) ("We will not manufacture arguments for an appellant . . .").

To the extent that Cordero challenges the sufficiency of the evidence supporting the jury's verdict, Cordero waived such a challenge by failing to move for judgment as a matter of law or a new trial before the district court. *See Nitco Holding Corp. v. Boujikian*, 491 F.3d 1086, 1088-90 (9th Cir. 2007) (holding that to preserve a sufficiency-of-the-evidence challenge, a party must file both a pre-verdict motion under Federal Rule of Civil Procedure 50(a) and a post-verdict motion for judgment as a matter of law or new trial under Rule 50(b)).

We reject as unsupported by the record Cordero's contentions that the district court improperly failed to instruct the jury about the credibility of impeached witnesses or closed the trial to the public.

We do not consider arguments raised for the first time on appeal or matters not specifically and distinctly raised and argued in the opening brief. *See Padgett*

*v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

**AFFIRMED.**

**Additional material  
from this filing is  
available in the  
Clerk's Office.**