

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAY 26 2021

FOR THE NINTH CIRCUIT

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

BARBARA A. STUART ROBINSON,

No. 20-35669

Plaintiff-Appellant,

D.C. No. 3:19-cv-05695-RJB

v.

MEMORANDUM*

GREATER LAKES RECOVERY
CENTER,

Defendant-Appellee.

Appeal from the United States District Court
for the Western District of Washington
Robert J. Bryan, District Judge, Presiding

Submitted May 18, 2021**

Before: CANBY, FRIEDLAND, and VANDYKE, Circuit Judges.

Barbara A. Stuart Robinson appeals pro se from the district court's summary judgment in her 42 U.S.C. § 1983 action alleging federal and state law claims related to her involuntary detention and treatment at defendant Greater Lakes

* 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).

Recovery Center (“Greater Lakes”). We have jurisdiction under 28 U.S.C. § 1291. We review de novo. *City of Martinez v. Texaco Trading & Transp., Inc.*, 353 F.3d 758, 761 (9th Cir. 2003). We affirm.

The district court properly granted summary judgment for Greater Lakes on the basis of res judicata because Robinson raised, or could have raised, her claims in her prior Washington state court action, which involved the same parties and resulted in a final judgment on the merits. *See Holcombe v. Hosmer*, 477 F.3d 1094, 1097 (9th Cir. 2007) (federal court must apply state law regarding res judicata to a prior state court judgment); *Ofuasia v. Smurr*, 392 P.3d 1148, 1154 (Wash. App. 2017) (setting forth elements of res judicata under Washington law); *Karlberg v. Otten*, 280 P.3d 1123, 1130 (Wash. App. 2012) (“[R]es judicata prohibits the relitigation of claims and issues that were litigated, or could have been litigated, in a prior action[.]”).

AFFIRMED.

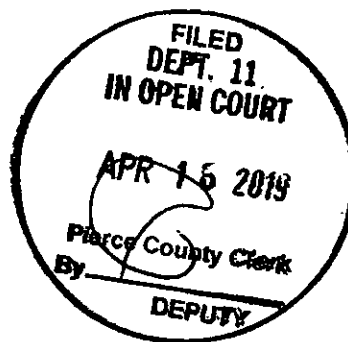
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17-2-10320-4 53150145 OR 04-18-19



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IN THE SUPERIOR COURT OF WASHINGTON, COUNTY OF PIERCE

BARBARA STUART ROBINSON,

Plaintiff(s) ,

vs.

GREATER LAKES RECOVERY CENTER,
Defendant(s)

Cause No: 17-2-10320-4

PROHIBITION FROM SCHEDULING ORDER

(OR)

On April 3, 2018, Judge G. Helen Whitener granted Defendant's Motion for Summary Judgment. On April 18, 2018 Judge Whitener denied Plaintiff's Motion for Reconsideration. A Notice of Appeal was filed on April 20, 2018. On December 13, 2018, Court of Appeals of Washington, Division II entered a ruling dismissing the appeal in the above entitled case.

NOW, THEREFORE, seeing that there are no other matters to be address on this case. IT IS HEREBY ORDERED that Parties are prohibited from scheduling any future proceedings on this case.

DATED this 16TH day of April, 2019.
JUDGE G. HELEN WHITENER