

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

APR 23 2021

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

BRENDA M. JOHNSON,

No. 20-36039

Plaintiff-Appellant,

D.C. No. 3:20-cv-05857-MJP
Western District of Washington,
Tacoma

v.

ELECTRONIC TRANSACTION
CONSULTANTS, LLC,

ORDER

Defendant-Appellee.

Before: THOMAS, Chief Judge, HURWITZ and BADE, Circuit Judges.

Appellant's motion for reconsideration (Docket Entry No. 4) is denied. *See*
9th Cir. R. 27-10.

All other pending motions are denied as moot.

No further filings will be entertained in this closed case.

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A review of the record demonstrates that this court lacks jurisdiction over this appeal because the orders challenged in the appeal are not final or appealable. *See* 28 U.S.C. § 1291; *Bird v. Reese*, 875 F.2d 256 (9th Cir. 1989) (order denying a motion for default judgment is not a final appealable order). Consequently, this appeal is dismissed for lack of jurisdiction.

DISMISSED.

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BRENDA M JOHNSON,

Plaintiff,

v.

**ELECTRONIC TRANSACTION
CONSULTANTS LLC.**

Defendant.

CASE NO. C20-5857 MJP

ORDER OF DISMISSAL

This matter comes before the Court upon the Court's November 18, 2020 Order to Show (Dkt. No. 9.) On that date, the Court ordered Plaintiff to provide proof of service in accordance with Federal Rule of Civil Procedure 4(l) and to demonstrate there was a default judgment issued by the Pierce County Superior Court in support of her claim by November 30, 2020. To date, Plaintiff has done neither. Instead, she appealed the Court's Order Regarding Disclosures and Joint Status Report (Dkt. No. 6) and the Court's Order Requiring Plaintiff to file all Motions on the Docket, instead of emailing the Court (Dkt. No. 10). Because Plaintiff

1 has not demonstrated why this matter should not be dismissed for failure to prosecute or for
2 failure to state a claim, the Court DISMISSES this matter without prejudice.

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4 The clerk is ordered to provide copies of this order to all counsel.

5 Dated December 8, 2020.

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8 Marsha J. Pechman
9 United States Senior District Judge

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