

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

**FILED**

APR 23 2021

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

BRENDA M. JOHNSON,

Plaintiff-Appellant,

v.

ELECTRONIC TRANSACTION  
CONSULTANTS, LLC,

Defendant-Appellee.

No. 20-36039

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

ORDER

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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ORDER

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

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.**

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8 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 BREND A M JOHNSON,

11 Plaintiff,

12 v.

13 ELECTRONIC TRANSACTION  
14 CONSULTANTS LLC,

15 Defendant.

CASE NO. C20-5857 MJP

ORDER OF DISMISSAL

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17 This matter comes before the Court upon the Court's November 18, 2020 Order to Show  
18 Cause. (Dkt. No. 9.) On that date, the Court ordered Plaintiff to provide proof of service in  
19 accordance with Federal Rule of Civil Procedure 4(l) and to demonstrate there was a default  
20 judgment issued by the Pierce County Superior Court in support of her claim by November 30,  
21 2020. To date, Plaintiff has done neither. Instead, she appealed the Court's Order Regarding  
22 Initial Disclosures and Joint Status Report (Dkt. No. 6) and the Court's Order Requiring Plaintiff  
23 to File all Motions on the Docket, instead of emailing the Court (Dkt. No. 10). Because Plaintiff  
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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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