

FILED

July 6, 2020

Clerk, U.S. Bankruptcy Court

APPENDIX A

Below is an order of the Court.



U.S. Bankruptcy Judge

OD2 (6/29/12) cal

**UNITED STATES BANKRUPTCY COURT
District of Oregon**

In re

Brent Evan Webster, xxx-xx-7552

Other names used by debtor: Webster Technologies

Debtor(s)

Case No. **19-34090-pcm13**

**ORDER OF DISMISSAL
AND ADMINISTRATIVELY
CLOSING CASE**

The Court finding that:

Based on the Motions to Dismiss filed by Azonia Haney, SPS, and Alex and Connie Trail, and for the reasons stated on the record at the hearing held on 07/02/2020.

IT IS ORDERED that:

1. This case is dismissed; this case is closed, but only for administrative purposes; and the court shall retain jurisdiction over any adversary proceeding pending at the time of closure.
2. Any trustee (except any Chapter 7 trustee who has already filed a "no asset" inventory and report, and who has not subsequently collected any estate assets) must file any final account as required by Local Rule 2015-1, and upon filing any such final account and any additional final report or account required by the UST the trustee shall, without further court order, be discharged as trustee of the debtor's estate.
3. Any unpaid filing fees are now due and owing. The court will not entertain a motion to reopen this case, or a motion for reconsideration of this order, unless all unpaid fees are paid.
4. Dismissal of the case does not reinstate any transfer avoided by a Chapter 12 or 13 trustee under 11 USC §§544, 547, 548 or 549 to the extent the trustee has received and disbursed proceeds of avoided transfers pursuant to a confirmed Chapter 12 or 13 plan.
5. No further payments will be made to creditors by a trustee; the Bankruptcy Code provisions for an automatic stay of certain acts and proceedings against the debtor(s) and co-debtors and their property are no longer in effect; and creditors should now look directly to the debtor(s) for satisfaction of any balances owing upon their claims.
6. Any previously entered order directing Chapter 13 payments to a trustee is terminated **AND THE DEBTOR'S EMPLOYER (OR OTHER NAMED PARTY) SHOULD DISCONTINUE MAKING PAYMENTS TO THE TRUSTEE.**

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May 08, 2020

Clerk, U.S. Bankruptcy Court

APPENDIX A

Below is an order of the court.



PETER C. MCKITTRICK
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

In re

Brent Evan Webster,

Debtor.

Brent Evan Webster,

Plaintiff,

v.

STATE OF OREGON, Department of Justice,
Division of Child Support,

Defendant.

Chapter No. 13

Case No. 19-34090-pcm13

Adversary Proceeding
No. 20-03026-pcm

ORDER OF DISMISSAL

Debtor filed the complaint in this adversary proceeding against the Oregon Department of Justice, Division of Child Support (DCS) on February 26, 2020. DCS filed a motion to dismiss on March 17, 2020.

The motion to dismiss came on for hearing on April 16, 2020, the court being fully advised, and for the reasons given on the record on April 30, 2020,

Page 1 of 2 – ORDER OF DISMISSAL

Webster v. DCS

CGW:kav/CED10218835

9 | Page **Application No. 21A623 Writ for True Bill of Certiorari de novo webster v. DCS-DOJ**

DEPARTMENT OF JUSTICE

Salem, OR 97301-4096

PHONE: (503) 934-4400

Case 20-03026-pcm Doc 22 Filed 05/08/20

APPENDIX A

NOW THEREFORE,

IT IS HEREBY ORDERED that this adversary proceeding is dismissed with prejudice
and without costs or fees to either party.

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I certify that my office complied with the requirements of LBR 9021-1(a)(2)(B)
and that the applicable circulation period has expired.

Presented by:

/s/ Carolyn G. Wade

Carolyn G. Wade #832120

Senior Assistant Attorney General

Department of Justice

Of Attorneys for DCS

1162 Court Street NE

Salem, OR 97301-4096

Telephone: (503) 934-4400

Facsimile: (503) 373-7067

E-mail: carolyn.g.wade@doj.state.or.us

cc: Brent Evan Webster
3701 SE Cottrell Rd.
Boring, OR 97009

Page 2 of 2 – ORDER OF DISMISSAL

Webster v. DCS

CGW:kav/CED10218835

10 | Page Application No. 21A623 Writ for Habeas Corpus and Certiorari *de novo* webster v. DCS-DOJ

DEPARTMENT OF JUSTICE

1162 Court Street NE

Salem, OR 97301-4096

PHONE: (503) 934-4400

Case 20-03026-pcm Doc 22 Filed 05/08/20

APPENDIX B

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

BRENT EVAN WEBSTER,

Appellant,

v.

Case No. 3:20-cv-00802-MO

ORDER OF DISMISSAL

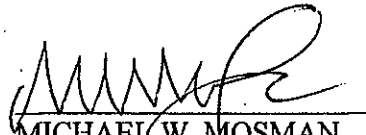
**DOJ – DIVISION OF CHILD
SUPPORT,**

Appellee.

MOSMAN, J.,

Based upon the Court's finding that it does not have jurisdiction over this appeal, pursuant to 28 U.S.C. § 157, and Plaintiff's failure to show cause otherwise [ECF 11], it is ordered and adjudged that this case is DISMISSED with prejudice.

DATED this 6th day of August, 2020.


MICHAEL W. MOSMAN
United States District Judge

APPENDIX B

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

BRENT EVAN WEBSTER,

Appellant,

v.

Case No. 3:20-cv-00877-MO

ORDER OF DISMISSAL

**DOJ – DIVISION OF CHILD
SUPPORT,**

Appellee.

MOSMAN, J.,

Based upon the Court's finding that it does not have jurisdiction over this appeal, pursuant to 28 U.S.C. § 157, and Plaintiff's failure to show cause otherwise, it is ordered and adjudged that this case is DISMISSED with prejudice.

DATED this 6th day of August, 2020.


MICHAEL W. MOSMAN
United States District Judge

APPENDIX B

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

BRENT EVAN WEBSTER,

Appellant,

v.

Case No. 3:20-cv-00881-MO

ORDER OF DISMISSAL

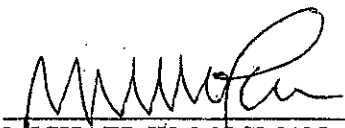
**DOJ – DIVISION OF CHILD
SUPPORT,**

Appellee.

MOSMAN, J.,

Based upon the Court's finding that it does not have jurisdiction over this appeal, pursuant to 28 U.S.C. § 157, and Plaintiff's failure to show cause otherwise, it is ordered and adjudged that this case is DISMISSED with prejudice.

DATED this 6th day of August, 2020.


MICHAEL W. MOSMAN
United States District Judge

**APPENDIX C
NOT FOR PUBLICATION**

FILED

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

SEP 16 2021

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

BRENT EVAN WEBSTER,

Appellant,

v.

DIVISION OF CHILD SUPPORT,

Appellee.

No. 20-35785

D.C. No. 3:20-cv-00877-MO

MEMORANDUM*

**Appeal from the United States District Court
for the District of Oregon
Michael W. Mosman, District Judge, Presiding**

Submitted September 14, 2021**

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

Brent Evan Webster appeals pro se from the district court's judgment dismissing his appeal from the bankruptcy court's order denying any relief sought in his "objections to no evidence hearings on April 30, 2020," in his adversary proceeding against the Oregon Division of Child Support. We have jurisdiction

*** 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).**

APPENDIX C

under 28 U.S.C. § 1291. We affirm.

In his opening brief, Webster fails to address how the district court erred by dismissing his appeal for lack of jurisdiction. As a result, Webster has waived his challenge to the district court's order. *See Smith v. Marsh*, 194 F.3d 1045, 1052 (9th Cir. 1999) (“[O]n appeal, arguments not raised by a party in its opening brief are deemed waived.”); *Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) (“We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .”).

We do not consider matters raised for the first time on appeal. *See Mano-Y & M, Ltd. v. Field (In re Mortg. Store, Inc.)*, 773 F.3d 990, 998 (9th Cir. 2014); *Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

AFFIRMED.

APPENDIX C
NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

SEP 16 2021

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

BRENT EVAN WEBSTER,

Appellant,

v.

DIVISION OF CHILD SUPPORT,

Appellee.

No. 20-35788

D.C. No. 3:20-cv-00881-MO

MEMORANDUM*

Appeal from the United States District Court
for the District of Oregon
Michael W. Mosman, District Judge, Presiding

Submitted September 14, 2021**

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

Brent Evan Webster appeals pro se from the district court's judgment dismissing his appeal from the bankruptcy court's order overruling his objections to the proofs of claim filed by the Oregon Division of Child Support. We have jurisdiction under 28 U.S.C. § 1291. We affirm.

* 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).

APPENDIX C

In his opening brief, Webster fails to address how the district court erred by dismissing his appeal for lack of jurisdiction. As a result, Webster has waived his challenge to the district court's order. *See Smith v. Marsh*, 194 F.3d 1045, 1052 (9th Cir. 1999) (“[O]n appeal, arguments not raised by a party in its opening brief are deemed waived.”); *Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) (“We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .”).

We do not consider matters raised for the first time on appeal. *See Mano-Y & M, Ltd. v. Field (In re Mortg. Store, Inc.)*, 773 F.3d 990, 998 (9th Cir. 2014); *Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

AFFIRMED.

**APPENDIX C
NOT FOR PUBLICATION**

FILED

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

SEP 16 2021

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

BRENT EVAN WEBSTER,

Appellant,

v.

DIVISION OF CHILD SUPPORT,

Appellee.

No. 20-35800

D.C. No. 3:20-cv-00802-MO

MEMORANDUM*

**Appeal from the United States District Court
for the District of Oregon
Michael W. Mosman, District Judge, Presiding**

Submitted September 14, 2021**

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

Brent Evan Webster appeals pro se from the district court's judgment dismissing his appeal from the bankruptcy court's order dismissing his adversary proceeding against the Oregon Division of Child Support. We have jurisdiction under 28 U.S.C. § 1291. We affirm.

*** 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).**

APPENDIX C

In his opening brief, Webster fails to address how the district court erred by dismissing his appeal for lack of jurisdiction. As a result, Webster has waived his challenge to the district court's order. *See Smith v. Marsh*, 194 F.3d 1045, 1052 (9th Cir. 1999) (“[O]n appeal, arguments not raised by a party in its opening brief are deemed waived.”); *Greenwood v. FAA*, 28 F.3d 971, 977 (9th Cir. 1994) (“We will not manufacture arguments for an appellant, and a bare assertion does not preserve a claim . . .”).

We do not consider matters raised for the first time on appeal. *See Mano-Y & M, Ltd. v. Field (In re Mortg. Store, Inc.)*, 773 F.3d 990, 998 (9th Cir. 2014); *Padgett v. Wright*, 587 F.3d 983, 985 n.2 (9th Cir. 2009).

AFFIRMED.

APPENDIX D
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

DEC 23 2021

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

BRENT EVAN WEBSTER,

Appellant,

v.

DIVISION OF CHILD SUPPORT,

Appellee.

No. 20-35785

D.C. No. 3:20-cv-00877-MO
District of Oregon,
Portland

ORDER

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

The panel has voted to deny the petition for panel rehearing.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. *See Fed. R. App. P. 35.*

Webster's petition for panel rehearing and petition for rehearing en banc (Docket Entry No. 28) are denied. To the extent Webster requests publication of the memorandum disposition, the request is denied.

Webster's motion for an extension of time to file a petition for rehearing (Docket Entry No. 27) is denied as unnecessary.

No further filings will be entertained in this closed case.

APPENDIX D
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

DEC 23 2021

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

BRENT EVAN WEBSTER,

Appellant,

v.

DIVISION OF CHILD SUPPORT,

Appellee.

No. 20-35788

D.C. No. 3:20-cv-00881-MO

District of Oregon,
Portland

ORDER

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

The panel has voted to deny the petition for panel rehearing.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. *See Fed. R. App. P. 35.*

Webster's petition for panel rehearing and petition for rehearing en banc (Docket Entry No. 26) are denied. To the extent Webster requests publication of the memorandum disposition, the request is denied.

No further filings will be entertained in this closed case.

APPENDIX D
UNITED STATES COURT OF APPEALS

FILED

FOR THE NINTH CIRCUIT

DEC 23 2021

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

BRENT EVAN WEBSTER,

Appellant,

v.

DIVISION OF CHILD SUPPORT,

Appellee.

No. 20-35800

D.C. No. 3:20-cv-00802-MO
District of Oregon,
Portland

ORDER

Before: PAEZ, NGUYEN, and OWENS, Circuit Judges.

The panel has voted to deny the petition for panel rehearing.

The full court has been advised of the petition for rehearing en banc and no judge has requested a vote on whether to rehear the matter en banc. *See Fed. R. App. P. 35.*

Webster's petition for panel rehearing and petition for rehearing en banc (Docket Entry No. 27) are denied. To the extent Webster requests publication of the memorandum disposition, the request is denied.

No further filings will be entertained in this closed case.

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