

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED

April 22, 2022

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

In re: IGOR LUKASHIN,
Respondent.

No. 22-80034
Western District
of Washington,
Seattle
ORDER

Before: PAEZ, RAWLINSON, and WATFORD,
Circuit Judges.

This court's records reflect that, since 2019, respondent Igor Lukashin has filed over 25 repetitive motions to intervene and requests to publish pursuant to Circuit Rule 36-4 in cases in which he is not a party.

Respondent's practice of burdening this court with repetitive and meritless motions and submissions in matters in which he is not a party justifies careful oversight of respondent's future non-party filings in this court.

The Supreme Court has recognized that "every paper filed with the Clerk of this Court, no matter how repetitious or frivolous, requires some portion of the institution's limited resources. A part of the [c]ourt's responsibility is to see that these resources are allocated in a

way that promotes the interests of justice. The continual processing of the [appellants'] frivolous requests . . . does not promote that end." *In re McDonald*, 489 U.S. 180, 184 (1989). This court faces the same problems of limited resources in handling its large volume of appellate litigation.

Respondent Lukashin must show cause within 14 days after the date of this order why this court should not enter the following pre-filing review order governing respondent's non-party filings. *See Visser v. California*, 919 F.2d 113, 114 (9th Cir. 1990) ("This court has the inherent power to restrict a litigant's ability to commence abusive litigation"); *see also Wolfe v. George*, 486 F.3d 1120 (9th Cir. 2007) (finding no constitutional right to file frivolous litigation, upholding California vexatious litigant statute). If respondent fails to file a timely response to this order, the Clerk will enter the pre-filing review order.

Pre-Filing Review Order

(1) This pre-filing review order applies to all submissions respondent Lukashin seeks to file in any matter in this court in which respondent is not a party, if respondent proceeds pro se. This order will not apply to matters in which respondent is a party, or if respondent is represented by counsel.

(2) Each pro se submission by respondent in a matter in which he is not a party must contain the following sentence in the caption of the motion: "FILED SUBJECT TO PRE-FILING REVIEW ORDER No. 22-80034."

(3) Respondent's submissions will be docketed in this docket No. 22-80034. The court will review respondent's submissions filed subject to this order to determine whether the submissions will be permitted to proceed. The court will issue an order for each submission granting or denying permission to proceed. If the court grants permission to proceed, the submission will be docketed in the case in which appellant seeks to file the non-party submissions. See *In re Thomas*, 508 F.3d 1225 (9th Cir. 2007).

(4) This pre-filing review order will remain in effect until further order of this court. Respondent may, no earlier than June 1, 2024, petition the court to lift this pre-filing review order.

(5) If respondent fails to comply with this order, respondent's submissions in matters in which he is not a party will be summarily stricken, and respondent may be subject to sanctions.

AT/MOATT

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED
MAY 24 2022
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: IGOR LUKASHIN,
Respondent.

No. 22-80034
Western District
of Washington,
Seattle

Before: BYBEE, HURWITZ, and R. NELSON,
Circuit Judges.

ORDER

Respondent's motion for judicial notice as to the documents in the appendix to the motion (Docket Entry No. 5) is granted. The motion for judicial notice is otherwise denied. Respondent's request for court statistics is denied.

Respondent's motion for panel recusal and for out-of-circuit assignment (Docket Entry No. 6) is denied.

Upon review of the response to the April 22, 2022 order to show cause, we conclude that entry of the following pre-filing review order is warranted. Respondent's filings in this court are restricted as follows:

Pre-Filing Review Order

- (1) This pre-filing review order applies to all submissions respondent Lukashin seeks to file

in any matter in this court in which respondent is not a party, if respondent proceeds pro se. This order will not apply to matters in which respondent is a party, or if respondent is represented by counsel.

(2) Each pro se submission by respondent in a matter in which he is not a party must contain the following sentence in the caption of the motion: "FILED SUBJECT TO PRE-FILING REVIEW ORDER No. 22-80034."

(3) Respondent's submissions will be docketed in this docket No. 22-80034. The court will review respondent's submissions filed subject to this order to determine whether the submissions will be permitted to proceed. The court will issue an order for each submission granting or denying permission to proceed. If the court grants permission to proceed, the submission will be docketed in the case in which appellant seeks to file the non-party submissions. *See In re Thomas*, 508 F.3d 1225 (9th Cir. 2007).

(4) This pre-filing review order will remain in effect until further order of this court. Respondent may, no earlier than June 1, 2024, petition the court to lift this pre-filing review order.

(5) If respondent fails to comply with this order, respondent's submissions in matters in which he is not a party will be summarily stricken, and respondent may be subject to sanctions.

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED
JUL 19 2022
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: IGOR LUKASHIN,
Respondent.

No. 22-80034
Western District
of Washington,
Seattle
ORDER

Before: BYBEE, HURWITZ, and R. NELSON,
Circuit Judges.

Respondent has filed a combined petition for panel rehearing and rehearing en banc of the court's May 24, 2022 order. The motion is treated as a motion for reconsideration and motion for reconsideration en banc. *See* 9th Cir. R. 27-10.

The motion for reconsideration is denied and the motion for reconsideration en banc (Docket Entry No. 15) is denied on behalf of the court. *See* 9th Cir. R. 27-10, 9th Cir. Gen. Ord. 6.11.

No further motions for reconsideration of the court's May 24, 2022 order will be considered.

AT/MOATT

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED
JUL 20 2022
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: IGOR LUKASHIN,
Respondent.

No. 22-80034
Western District
of Washington,
Seattle
ORDER

This court has reviewed respondent's submissions captioned for appeal No. 20-16605 (Docket Entry Nos. 10, 14, 16, 19, and 20), pursuant to the pre-filing review order entered in this docket on May 24, 2022. Respondent is not a party in appeal No. 20-16605. The court denies permission to proceed. The submissions will not be docketed in appeal No. 20-16605, and the court will take no further action on the submissions.

No motions for reconsideration of this order will be considered.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

at/MOATT

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED
AUG 12 2022
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: IGOR LUKASHIN,
Respondent.

No. 22-80034
Western District
of Washington,
Seattle

ORDER

This court has reviewed respondent's submissions captioned for appeal No. 19-36094 (Docket Entry Nos. 9 and 23), pursuant to the pre-filing review order entered in this docket on May 24, 2022. Respondent is not a party in appeal No. 19-36094. The court denies permission to proceed. The submissions will not be docketed in appeal No. 19-36094, and the court will take no further action on the submissions.

No motions for reconsideration of this order will be considered.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

at/MOATT

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED
SEP 23 2022
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

No. 22-80034

In re: IGOR LUKASHIN,

Respondent. ORDER

This court has reviewed respondent's submissions captioned for appeal No. 21-60037 (Docket Entry No. 17) and appeal No. 22-15172 (Docket Entry No. 18), pursuant to the pre-filing review order entered in this docket on May 24, 2022.

Respondent is not a party in appeal No. 21-60037 or No. 22-15172. At the direction of the panel, the court denies permission to proceed. The submissions will not be docketed in appeal Nos. 21-60037 or 22-15172, and the court will take no further action on the submissions.

No motions for reconsideration of this order will be considered.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

at/MOATT

UNITED STATES COURT OF APPEALS FOR
THE NINTH CIRCUIT

FILED
SEP 23 2022
MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: IGOR LUKASHIN,

Respondent. ORDER

This court has reviewed respondent's submission captioned for appeal No. 21-16059 (Docket Entry No. 24), pursuant to the pre-filing review order entered in this docket on May 24, 2022. Respondent is not a party in appeal No. 21-16059. At the direction of the panel, the court denies permission to proceed. The submission will not be docketed in appeal No. 21-16059, and the court will take no further action on the submission.

No motions for reconsideration of this order will be considered.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

at/MOATT