

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

R 12.5.22  
**FILED**

NOV 30 2022

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

R. J. KULICK,

Plaintiff-Appellant,

v.

BRIAN T. MOYNIHAN; et al.,

Defendants-Appellees.

No. 22-55705

D.C. No.

2:21-cv-05548-DMG-PVC

Central District of California,  
Los Angeles

ORDER

Before: SCHROEDER, O'SCANNLAIN, and FORREST, Circuit Judges.

The motion for reconsideration en banc (Docket Entry No. 4) is denied on behalf of the court. *See* 9th Cir. R. 27-10; 9th Cir. Gen. Ord. 6.11.

No further filings will be entertained in this closed case.

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Before: SCHROEDER, O'SCANNLAIN, and FORREST, Circuit Judges.

A review of the record demonstrates that this court lacks jurisdiction over this appeal because the order challenged in the appeal is not final or appealable. See 28 U.S.C. § 1291. Consequently, this appeal is dismissed for lack of jurisdiction.

To date, appellant has not filed a notice of appeal from the final order of dismissal entered in the district court on July 26, 2022.

**DISMISSED.**

R29

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Kulick v. Brian T. Moynihan et al Minutes of In Chambers Order/Directive - no proceeding held  
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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

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Case Name: R. J. Kulick v. Brian T. Moynihan et al

Case Number: 2:21-cv-05548-DMG-PVC

Filer:

**WARNING: CASE CLOSED on 07/26/2022**

Document Number: 29

**Docket Text:**

**MINUTES OF IN CHAMBERS - ORDER DISMISSING ACTION FOR FAILURE TO EFFECTUATE SERVICE AND FOR LACK OF PROSECUTION by Judge Dolly M. Gee: The Court DISMISSES this action for failure to effectuate service of process and for lack of prosecution, without prejudice. (Made JS-6. Case Terminated.) Court Reporter: Not Reported. (gk)**

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(iii, c.)  
Page #: EXHIBIT B, 3. of 14.

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