

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

June 27, 2022

Lyle W. Cayce
Clerk

No. 22-10304

TRENT S. GRIFFIN, SR.,

Plaintiff—Appellant,

versus

AMERICAN ZURICH INSURANCE COMPANY; WALGREENS COMPANY; GREG WASSON, *Chief Executive Officer*; JIM REILLY, SR., *Director Human Resources*; CHESTER STEVENS, *District Manager*; JANUARI LEWIS, *Pharmacy Supervisor*; JERRY PADILLA, *Pharmacy Supervisor*; FELICIA FELTON, *Store Manager*; JERLINE WASHINGTON, *Pharmacy Manager*; VANESSA STRONG, *Store Manager*; MIRANDA MARTINEZ, *Pharmacy Technician*; DARAVANH KHANMANIVANH, *Pharmacy Technician*; TEXAS DEPARTMENT OF INSURANCE, *Division of Workers' Compensation*; ROD BORDELON, *in his individual capacity*; RICK PERRY, *in his individual capacity*; CASSIE BROWN, *Texas Workers' Compensation Commissioner*; GREG ABBOTT, *Governor of the State of Texas*; JAIME MASTERS; STEPHEN McKENNA, *Child Support Officer*; MARY F. IVERSON, *Authorized Agent*; WELLS FARGO BANK, N.A.; ANDREW COLE, *Designated Doctor*; NICOLE BUSH, *Market Scheduler*; VALERIE RIVERA, *Ombudsman*; THOMAS HIGHT, *Hearing Officer*; TEXAS DEPARTMENT OF FAMILY AND PROTECTIVE SERVICES; WARREN KENNETH PAXTON, JR., *Texas Attorney General*; RYANN BRANNAN,

Defendants—Appellees.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

TRENT S. GRIFFIN, JR.	§	
	§	
Plaintiff,	§	CIVIL ACTION NO.
v.	§	3:14-CV-2470-K
	§	
AMERICAN ZURICH	§	JURY TRIAL DEMANDED
INSURANCE COMPANY, et al.,	§	
	§	
Defendant.	§	

ORDER

Plaintiff's Motions for Relief from Judgment (Doc. Nos. 198, 204) and Plaintiff's Motion to Correct Omission from Record in District Court and/or to Settle Differences as to Accuracy of Record and to Conform Record to the Truth (Doc. No. 206) are before the Court. After careful consideration of the Motions, the relevant portions of the record, and the applicable authority, the Court **DENIES** the Motions.

It is well-established that "a notice of appeal divests the district court of jurisdiction 'except to take action in aid of the appeal until the case is remanded to it by the appellate court, or to correct clerical errors under Rule 60(a).'" *Winchester v. U.S. Attorney for S. Dist. of Texas*, 68 F.3d 947, 949 (5th Cir. 1995)(citing *Travelers Ins. Co. v. Liljeberg Enters.*, 38 F.3d 1404, 1407 (5th Cir.1994)). Plaintiff filed his notice of appeal on May 25, 2016. At that time, the Court was divested of jurisdiction. No matters in Plaintiff's motions require the Court to take action in aid

of the appeal and Plaintiff does not ask the Court to correct “clerical errors under Rule 60(a).” Accordingly, because the Court has no jurisdiction over this case, the Court **DENIES** Plaintiff’s Motions.

SO ORDERED.

Signed August 19th, 2016.

Ed Kinkeade
ED KINKEADE
UNITED STATES DISTRICT JUDGE