

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

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At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 14<sup>th</sup> day of July, two thousand twenty-two.

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Anthony B. Nelson,

Plaintiff-Appellant,

v.

Diane Argyropoulos, Philip Argyropoulos, Chris Orsaris, Alex Lettas, Victory Auto Group LLC, Spartan Auto Group LLC, Victory Mitsubishi,

Defendants-Appellees,

Mitsubishi North America, Mitsubishi Motors North America, Inc.,

Defendants.

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**ORDER**

Docket No:21-2738

Appellant Anthony B. Nelson, filed a motion for panel reconsideration, or, in the alternative, for reconsideration *en banc*. The panel that determined the appeal has considered the request for reconsideration, and the active members of the Court have considered the request for reconsideration *en banc*.

IT IS HEREBY ORDERED that the motion is denied.

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk

  
Catherine O'Hagan Wolfe



S.D.N.Y. – N.Y.C.  
18-cv-11413  
Torres, J.  
Aaron, M.J.

United States Court of Appeals  
FOR THE  
SECOND CIRCUIT

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At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 9<sup>th</sup> day of June, two thousand twenty-two.

Present:

Guido Calabresi,  
Gerard E. Lynch,  
Richard J. Sullivan,  
*Circuit Judges.*

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Anthony B. Nelson,

*Plaintiff-Appellant,*

v.

21-2738

Diane Argyropoulos, et al.,

*Defendants-Appellees,*

Mitsubishi North America, et al.,

*Defendants.*

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Appellant, pro se, moves for appointment of counsel and to amend the caption to designate Defendants, and the district court judge and the magistrate judge, as appellees. Upon due consideration, it is hereby ORDERED that the motion to amend the caption is DENIED. The judges are not parties to this case and this Court's jurisdiction is limited to the order identified in Appellant's notice of appeal. See *PHL Variable Ins. Co. v. Town of Oyster Bay*, 929 F.3d 79, 87 (2d Cir. 2019). It is further ORDERED that the motion for appointment of counsel is DENIED and the appeal is DISMISSED because it "lacks an arguable basis either in law or in fact." *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); see also 28 U.S.C. § 1915(e); *Cooper v. A. Sargenti Co.*, 877 F.2d 170, 172–74 (2d Cir. 1989).

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk of Court

  
