

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

NOV 19 2010

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

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

THOMASITA TAYLOR,

Defendant - Appellant.

No. 10-17511

D.C. No. 2:09-cv-00341-ROS

U.S. District Court for Arizona,
Phoenix

ORDER

The court's records indicate that this appeal was filed during the pendency of a timely-filed Fed. R. App. P. 4(a)(4) motion. The notice of appeal is therefore ineffective until entry of the order disposing of the last such motion outstanding. *See* Fed. R. App. P. 4(a)(4). Accordingly, proceedings in this court shall be held in abeyance pending the district court's resolution of the pending September 27, 2010 motion. *See Leader Nat'l Ins. Co. v. Industrial Indemnity Ins. Co.*, 19 F.3d 444 (9th Cir. 1994).

If appellant wishes to challenge the district court's ruling on the pending motion for reconsideration, appellant shall file an amended notice of appeal within 30 days from entry of the district court's ruling on the motion. *See* Fed. R. App. P.

4(a)(4). A copy of this order shall be served on the district court. *See* Fed. R. App.

P. 3(d).

FOR THE COURT:

Molly C. Dwyer
Clerk of Court

Joe Williams
Deputy Clerk