

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

APR 28 2009

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

MATTHEW ROBERT YOUNG,

Plaintiff - Appellant,

v.

INTEL CORPORATION; et al.,

Defendants - Appellees.

No. 09-35164

D.C. No. 3:08-CV-01496-BR
District of Oregon,
Portland

ORDER

Before: WALLACE, LEAVY and BEA, 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 WMX Techs., Inc. v. Miller*, 104 F.3d 1133, 1136 (9th Cir. 1997) (dismissal of complaint with leave to amend is not appealable). Consequently, this appeal is dismissed for lack of jurisdiction.