

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

OCT 19 2010

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

KEN ARONSON,

Plaintiff - Appellant,

v.

DOG EAT DOG FILMS, INC.,

Defendant - Appellee.

No. 10-35815

D.C. No. 3:10-cv-05293-KLS
Western District of Washington,
Tacoma

ORDER

The district court's order challenged in this appeal did not dispose of the action as to all claims and all parties. Within 21 days after the date of this order, appellant shall move for voluntary dismissal of this appeal or show cause why it should not be dismissed for lack of jurisdiction. *See* Fed. R. Civ. P. 54(b); *Chacon v. Babcock*, 640 F.2d 221 (9th Cir. 1981). If appellant elects to show cause, a response may be filed within 10 days after service of the memorandum.

If appellant does not comply with this order, the Clerk shall dismiss this appeal pursuant to Ninth Circuit Rule 42-1.

AW/MOATT

Briefing is suspended pending further order of the court.

FOR THE COURT:

Molly Dwyer
Clerk of Court

By: Amber West
Motions Attorney/Deputy Clerk
9th Cir. R. 27-7
General Orders/Appendix A