



1 September 2, 2016, Plaintiff's appeal was dismissed after Plaintiff failed to pay the filing  
2 fee. (Order, Flores v. Flores, No. 16-15029 (9th Cir. Sept. 2, 2016), ECF No. 17.)

3 Plaintiff filed his motion for relief from judgment after he appealed to the Ninth  
4 Circuit and received a final determination on the merits. This Court no longer has  
5 jurisdiction over his case. See Griggs v. Provident Consumer Discount, 459 U.S. 56, 58  
6 (1982) (Generally, "[t]he the filing of a notice of appeal is an event of jurisdictional  
7 significance—it confers jurisdiction on the court of appeals and divests the district court  
8 of its control over those aspects of the case involved in the appeal.") To the extent  
9 Plaintiff disagrees with the Ninth Circuit's determination, his remedy would be to appeal  
10 the Ninth Circuit's decision.

11 In light of the foregoing, Plaintiff's motion for relief from judgment is DENIED for  
12 lack of jurisdiction.

13  
14 IT IS SO ORDERED.

15  
16 Dated: February 1, 2017

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE