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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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DALE M. WALLIS, D.V.M., JAMES
L. WALLIS, and HYGIEIA
BIOLOGICAL LABORATORIES,
INC., a California
Corporation,

 Plaintiffs,

 v.

CENTENNIAL INSURANCE COMPANY,
INC., a New York corporation,
ATLANTIC MUTUAL INSURANCE,
CO., INC., a New York
corporation,

 Defendants.

CIV. NO. 2:08-2558 WBS AC

ORDER APPROVING SUPERSEDEAS BOND
AND STAYING ENFORCEMENT OF
JUDGMENT

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Plaintiffs move for approval a supersedeas bond in the amount of \$108,747.00 they procured through International Fidelity Insurance Company and an order staying enforcement of the amended judgment pending appeal pursuant to Federal Rule of Civil Procedure 62(d). (Docket Nos. 327 and 332.)

Federal Rule of Civil Procedure 62(d) provides that if

1 an appeal is taken, the appellant may stay the enforcement of the
2 judgment by posting a supersedeas bond approved by the district
3 court. Fed. R. Civ. P. 62(d). An appellant may obtain a stay
4 under Rule 62(d) "as a matter of right by posting a supersedeas
5 bond acceptable to the court." In re Combined Metals Reduction
6 Co., 557 F.2d 179, 193 (9th Cir. 1977); see also ACLU of Nev. v.
7 Masto, 670 F.3d 1046, 1066 (9th Cir. 2012).

8 Local Rule 151(d) provides that "a supersedeas bond
9 shall be 125 percent of the amount of the judgment unless the
10 Court otherwise orders." Plaintiffs' supersedeas bond in the
11 amount of \$108,747.00 constitutes 125 percent of the \$86,996.93
12 amended judgment. Defendants have filed a statement of non-
13 opposition pursuant to Local Rule 230(c). (Docket No. 334.)

14 IT IS THEREFORE ORDERED that plaintiffs' motion to stay
15 the enforcement of the judgment (Docket No. 327) be, and the same
16 hereby is, GRANTED; and the amended judgment (Docket No. 277) is
17 hereby STAYED pending appeal.

18 Dated: February 17, 2016



19 **WILLIAM B. SHUBB**
20 **UNITED STATES DISTRICT JUDGE**
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