

1 findings and recommendations and denied plaintiff's motion for injunctive relief. Order (May 14,
2 2021), ECF No. 47. In that order the court states, "[n]o objections to the findings and
3 recommendations have been filed." In fact, however, plaintiff had filed the timely objections, as
4 noted above. See ECF No. 46. The court lacks jurisdiction to correct the May 14 order because
5 plaintiff filed a notice appealing the court's denial of the preliminary injunction. See ECF No. 51;
6 *Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58 (1982) (plaintiff's "filing of a notice of
7 appeal . . . confers jurisdiction on the court of appeals and divests the district court of its control
8 over those aspects of the case involved in the appeal."). The court nonetheless acknowledges the
9 docketing error.

10 The court directs the Clerk to serve this order on the Ninth Circuit Court of Appeals and
11 correct the docket to properly link plaintiff's objections, ECF No. 46, to the findings and
12 recommendations the Magistrate Judge filed on February 16, 2021, ECF No. 39.

13 IT IS SO ORDERED.

14 DATED: December 3, 2021.

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18 CHIEF UNITED STATES DISTRICT JUDGE
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