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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 LVB-OGDEN MARKETING LLC,

9 Plaintiff,

10 v.

11 SHARON G. BINGHAM,

12 Defendant

13 BANK OF THE WEST,

Garnishee.

C18-786 TSZ

MINUTE ORDER

14 The following Minute Order is made by direction of the Court, the Honorable
15 Thomas S. Zilly, United States District Judge:

16 (1) Plaintiff's Ex Parte Motion to Preserve Freeze and Status Quo Pending
17 Appeal, docket no. 65, is DENIED.

18 (a) The Court lacks jurisdiction over the garnishment action and the
19 Fisher Trusts due to Plaintiff's filing of a notice of appeal. Docket no. 66; *see also*
20 *Griggs v. Provident Consumer Discount Co.*, 459 U.S. 56, 58 (1982) ("The filing
21 of a notice of appeal is an event of jurisdictional significance—it confers
22 jurisdiction on the court of appeals and divests the district court of its control over
23 those aspects of the case involved in the appeal").

(b) Even if the Court retained jurisdiction over Plaintiff's motion, the
Court previously denied Plaintiff's oral request to freeze the Fisher Trust assets
during a hearing on Wednesday, February 27, 2019. Plaintiff's motion is therefore

1 a motion for reconsideration, which the Court would deny if it possessed
2 jurisdiction over the matter.

3 (2) The Clerk is directed to send a copy of this Minute Order to all counsel of
4 record.

5 Dated this 4th day of March, 2019.

6 William M. McCool
7 Clerk

8 s/Karen Dews
9 Deputy Clerk