

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

July 16, 2019

Elisabeth A. Shumaker
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff,

v.

SOLCO I, LLC, et al.,

Defendants - Appellants,

and

RAPOWER-3, LLC, et al.,

Defendants.

R. WAYNE KLEIN,

Receiver - Appellee.

No. 19-4089
(D.C. No. 2:15-CV-00828-DN-EJF)
(D. Utah)

ORDER

This matter is before the court on receipt and review of appellants' docketing statement, in which they acknowledge that the order on appeal does not dispose of all claims by and against all parties, but nonetheless suggest that this court has jurisdiction over the appeal pursuant to 28 U.S.C. § 1345 and Fed. R. Civ. P. 4 because "the trial court lacks jurisdiction over these appellants."

The court directs the parties to address with specificity in their briefs whether this court has jurisdiction to review the district court's order and judgment and, in particular, whether the extension of the established receivership to the "Affiliated Entities" is immediately appealable pursuant to 28 U.S.C. § 1292(a)(2) or any other legal authority.

Appellants' opening brief and appendix remain due on August 26, 2019.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in black ink, appearing to read "LA Lee".

by: Lisa A. Lee
Counsel to the Clerk