

UNITED STATES COURT OF APPEALS November 14, 2008

FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker  
Clerk of Court

---

SAMUEL K. LIPARI,

Plaintiff - Appellant,

v.

US BANCORP NA; US BANK NA,

Defendants - Appellees

No. 08-3287  
(D.C. No. 2:07-CV-2146-CM)  
(D. of Kansas)

---

**ORDER**

---

In response to the court's orders of October 17 and November 13, 2008, the parties have filed "Appellant's Memorandum in Support of Limited Appellate Jurisdiction" and the appellees' "Memorandum Concerning Appellate Jurisdiction." Being duly advised, the court now holds this appeal in abeyance pending the district court's resolution of the pending "Stipulation for Order of Dismissal of Remaining Claims Pursuant to Federal Rule of Civil Procedure 41(a)(2)," the "Defendants' Response to and Conditional Joinder in Plaintiff's Stipulation for Voluntary Dismissal with Prejudice Under FRCP 41(A)," and the appellant's reply to that response.

Once the district court has resolved those pending matters, **the parties shall both notify this court in writing within ten days from the date of entry of the dispositive order.** If there has been no resolution of those pending matters by December 15, 2008,

the parties shall both file written status reports with this court advising of the current status of the pending matters.

Entered for the Court,  
ELISABETH A. SHUMAKER  
Clerk of Court

A handwritten signature in black ink, appearing to read "Douglas E. Cressler". The signature is written in a cursive style with a long horizontal stroke at the end.

by:  
Douglas E. Cressler  
Chief Deputy Clerk