

MAR 25 2009

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

<p>UNITED STATES OF AMERICA,</p> <p style="text-align: center;">Plaintiff - Appellee,</p> <p>v.</p> <p>ARIF ALI DURRANI,</p> <p style="text-align: center;">Defendant - Appellant.</p>
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No. 08-50007

D.C. No. CR-05-01746-LAB-1

MEMORANDUM\*

Appeal from the United States District Court  
for the Southern District of California  
Larry A. Burns, District Judge, Presiding

Submitted March 18, 2009\*\*

Before: LEAVY, HAWKINS, and TASHIMA, Circuit Judges.

Arif Ali Durrani appeals pro se from a notice of document discrepancies, in which the district court rejected his motion for a new trial. We dismiss for lack of

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\* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

\*\* The panel unanimously finds this case suitable for decision without oral argument. See Fed. R. App. P. 34(a)(2).

jurisdiction because the district court's rejection of Durrani's motion was not a final order. *See* 28 U.S.C. § 1291; *see also Nat'l Distribution Agency v. Nationwide Mutual Ins. Co.*, 117 F.3d 432, 433-34 (9th Cir. 1997).

We decline to address Durrani's remaining contentions.

Durrani's motion for judicial notice is denied. *See* Fed. R. Evid. 201(b).

**DISMISSED.**