

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

JAN 18 2012

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

JOHN FREMONT STEEL, IV,

Plaintiff - Appellant,

v.

CITY OF SAN DIEGO; et al.,

Defendants - Appellees.

No. 10-56079

D.C. No. 3:09-cv-01743-MMA-
WVG

MEMORANDUM*

JOHN FREMONT STEEL, IV,

Plaintiff - Appellant,

v.

CITY OF SAN DIEGO; et al.,

Defendants - Appellees.

No. 10-56193

D.C. No. 3:09-cv-01743-MMA-
WVG

Appeal from the United States District Court
for the Southern District of California
Michael M. Anello, District Judge, Presiding

Argued and Submitted January 11, 2012
Pasadena, California

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

Before: KOZINSKI, Chief Judge, REINHARDT and W. FLETCHER, Circuit Judges.

Under Fed. R. Civ. P. 54(b), a district court “may direct entry of a final judgment as to one or more, but fewer than all, claims or parties only if the court expressly determines that there is no just reason for delay.” Because the district court did not make such a determination in the judgment before us, that judgment is not final. *See Chacon v. Babcock*, 640 F.2d 221, 222 (9th Cir. 1981). We therefore dismiss these appeals for lack of jurisdiction under 28 U.S.C. § 1291.

DISMISSED.