NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

JAVIER TENORIO PLATA; et al.,	No. 10-56367
Plaintiffs - Appellants,	D.C. No. 3:09-cv-00044-IEG-CAB
and	
PHILIP H. STILLMAN,	MEMORANDUM[*]
Appellant,	
v.	
DARBUN ENTERPRISES, INC.; et al.,	
Defendants - Appellees.	

JAVIER TENORIO PLATA; et al.,	No. 10-56437
Plaintiffs - Appellees,	D.C. No. 3:09-cv-00044-IEG-CAB
v.	
DARBUN ENTERPRISES, INC.,	
Defendant - Appellant,	
and	

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

OEM SOLUTIONS, LLC; et al.,

Defendants.

Appeal from the United States District Court
for the Southern District of California
Irma E. Gonzalez, Chief District Judge, Presiding

Submitted February 13, 2012[**]
Pasadena, California

Before: PREGERSON, HAWKINS, and BEA, Circuit Judges.

Plaintiffs appeal the grant of sanctions under 28 U.S.C. § 1927 and the

amount awarded. Darbun cross-appeals the amount of sanctions awarded. The

district court did not abuse its discretion by imposing sanctions. *United States v.*

Hinkson, 585 F.3d 1247, 1251 (9th Cir. 2009) (en banc). The district court applied

the correct legal standard for § 1927 sanctions. *See B.K.B. v. Maui Police Dept.*,

276 F.3d 1091, 1107 (9th Cir. 2002); *New Alaska Dev. Corp. v. Guetschow*, 869

F.2d 1298, 1306 (9th Cir. 1989); *Barnd v. City of Tacoma*, 664 F.2d 1339, 1343

(9th Cir. 1982). Further, the district court did not abuse its discretion in finding

that plaintiffs' counsel was reckless because that finding was not illogical,

implausible, or without support in inferences that may be drawn from facts in the

record. *Hinkson*, 585 F.3d at 1262. Similarly, the district court did not abuse its

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[**] The panel unanimously concludes this case is suitable for decision
without oral argument. *See* Fed. R. App. P. 34(a)(2).

discretion finding the amount of sanctions either by awarding too much or too little. *Id.*

AFFIRMED.