

JUL 05 2012

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

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

CHEVRON U.S.A. INC., a corporation,

Defendant-counter-claimant -
Appellant,

v.

FRYDOUN SHEIKHPOUR, AKA Fred
Sheikhpour, an individual,

Defendant-cross-defendant,

and

A AND S ENGINEERING SERVICES,
INC., a California corporation, DBA A &
S Engineering, Inc.,

Plaintiff-cross-defendant,

and

HABIB AMERICAN BANK,

Cross-defendant - Appellee.,

LOS ANGELES COUNTY TAX

No. 11-57201

D.C. No. 2:11-cv-02776-PSG-AGR

MEMORANDUM*

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

COLLECTOR; et al.,

Cross-defendants.

Appeal from the United States District Court
for the Central District of California
Philip S. Gutierrez, District Judge, Presiding

Submitted June 26, 2012**

Before: SCHROEDER, HAWKINS and GOULD, Circuit Judges.

Appellant Chevron U.S.A. Inc., a corporation, appeals the district court's denial of its request for preliminary injunctive relief against appellee Habib American Bank. We have jurisdiction under 28 U.S.C. § 1292(a)(1), and we affirm.

Our sole inquiry is whether the district court abused its discretion in denying preliminary injunctive relief, and we conclude the district court did not abuse its discretion. *The Lands Council v. McNair*, 537 F.3d 981, 986 (9th Cir. 2008); *see Winter v. Natural Resources Defense Council*, 129 S. Ct. 365, 374 (2008) (listing factors for district court to consider); *Sports Form, Inc. v. United Press Int'l*, 686 F.2d 750, 752-53 (9th Cir. 1982) (explaining limited scope of review).

AFFIRMED.

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