

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

FEB 20 2026

FOR THE NINTH CIRCUIT

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

JILL BONG,

Plaintiff - Appellant,

v.

BARRETT C. MERSEREAU, an individual; JOE LA FOUNTAINE, an individual; DOUGLAS COUNTY SCHOOL DISTRICT 15; JENS JENSEN, an individual; OREGON SCHOOL BOARDS ASSOCIATION PROPERTY AND CASUALTY COVERAGE FOR EDUCATION TRUST, (“PACE”),

Defendants - Appellees.

No. 25-6913

D.C. No. 6:25-cv-01075-MTK

MEMORANDUM*

Appeal from the United States District Court
for the District of Oregon
Mustafa T. Kasubhai, District Judge, Presiding

Submitted February 18, 2026**

Before: CALLAHAN, FRIEDLAND, and BRESS, Circuit Judges.

Jill Bong appeals pro se from the district court’s order denying her motion

* This disposition is not appropriate for publication and is not precedent except as provided by Ninth Circuit Rule 36-3.

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

for a preliminary injunction in her 42 U.S.C. § 1983 action alleging civil rights violations arising out of separate litigation. We have jurisdiction under 28 U.S.C. § 1292(a)(1). We review de novo questions of our own jurisdiction, *Hunt v. Imperial Merchant Servs., Inc.*, 560 F.3d 1137, 1140 (9th Cir. 2009), and we dismiss this appeal as moot.

Bong’s appeal is moot because, during the pendency of this appeal, Bong amended the complaint that formed the basis of the appeal. *See Falck N. Cal. Corp. v. Scott Griffith Collaborative Sols., LLC*, 25 F.4th 763, 765-66 (9th Cir. 2022) (holding that the amendment of a complaint on which an interlocutory appeal is based moots the appeal, even if the amended complaint is “substantively the same,” because the prior complaint becomes “a legal nullity”); *Akina v. Hawaii*, 835 F.3d 1003, 1010 (9th Cir. 2016) (“An interlocutory appeal of the denial of a preliminary injunction is moot when a court can no longer grant any effective relief sought in the injunction request.”); *ACF Indus. Inc. v. Cal. State Bd. of Equalization*, 42 F.3d 1286, 1292 (9th Cir. 1994) (dismissing as moot certain claims on appeal from the denial of a preliminary injunction because the claims were dismissed before the district court while the appeal was pending).

In light of our disposition, we do not consider Bong’s contentions regarding the merits of the appeal.

DISMISSED.