

NOT FOR PUBLICATION

FILED

UNITED STATES COURT OF APPEALS

MAY 29 2026

FOR THE NINTH CIRCUIT

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

DONALD CHARLES SCHWARTZ
Attorney,

Plaintiff - Appellant,

and

SCHWARTZ FOUNDATION, DONALD
GIOVANNI SCHWARTZ, MICHAEL L.
OSTERBERG, WILLIE L. BROWN,
Jr., CHARLES P. SCHWARTZ III, PAUL
D. SCHWARTZ, DAVID R. SCHWARTZ,

Plaintiffs,

v.

MARGOT D. SCHWARTZ; NOAH
SCHWARTZ,

Defendants - Appellees.

No. 24-5622

D.C. No. 3:24-cv-04181-JSC

MEMORANDUM*

Appeal from the United States District Court
for the Northern District of California
Jacqueline Scott Corley, District Judge, Presiding

Submitted May 26, 2026**

* 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).

Before: S.R. THOMAS, MILLER, and H.A. THOMAS, Circuit Judges.

Donald Charles Schwartz, a California attorney, appeals pro se from the district court's order declaring him a vexatious litigant and imposing pre-filing restrictions. We dismiss the appeal for lack of jurisdiction.

We lack jurisdiction to consider Schwartz's interlocutory appeal because the challenged order is not final or appealable. *See* 28 U.S.C. § 1291; *Molski v. Evergreen Dynasty Corp.*, 500 F.3d 1047, 1056 (9th Cir. 2007) (holding that "pre-filing orders entered against vexatious litigants are . . . not immediately appealable").

DISMISSED.