

MAR 18 2008

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

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

ROBERT M. NELSON; et al.,

Plaintiffs - Appellants,

v.

NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION, an Agency
of the United States; et al.,

Defendants,

and

CALIFORNIA INSTITUTE OF
TECHNOLOGY,

Defendant - Appellee.

No. 08-55308

D.C. No. CV-07-05669-ODW
Central District of California,
Los Angeles

ORDER

The district court's order challenged in this appeal did not dispose of the action as to all claims and all parties. Within 21 days after the date of this order, appellants shall move for voluntary dismissal of this appeal or show cause why it should not be dismissed for lack of jurisdiction. *See* Fed. R. Civ. P. 54(b); *Chacon v. Babcock*, 640 F.2d 221 (9th Cir. 1981). If appellants elect to show cause, a response may be filed within 8 days after service of the memorandum.

08-55308

If appellants do not comply with this order, the Clerk shall dismiss this appeal pursuant to Ninth Circuit Rule 42-1.

Briefing is suspended pending further order of the court.

FOR THE COURT:

Molly Dwyer
Acting Clerk of Court

By: Elizabeth Coleman
Motions Attorney/Deputy Clerk
9th Cir. R. 27-7
General Orders/Appendix A