

FILED

UNITED STATES COURT OF APPEALS

OCT 26 2022

FOR THE NINTH CIRCUIT

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

MELANIE SPORTSMAN,

Plaintiff-Appellant,

v.

A PLACE FOR ROVER, INC., DBA
Rover,

Defendant-Appellee.

No. 21-15935

D.C. No. 3:19-cv-03053-WHO
Northern District of California,
San Francisco

ORDER

Before: W. FLETCHER, BYBEE, and VANDYKE, Circuit Judges.

The stipulated motion to remand (Dkt. Entry No. 54) is construed as a motion to dismiss the appeal without prejudice. So construed, the motion is GRANTED.

This appeal is dismissed without prejudice to reinstatement in the event the district court declines to approve the parties' settlement.

Reinstatement shall be by notice filed by any party in this court and served on the other parties within 28 days of the district court's order declining to approve the parties' settlement. If no timely notice of reinstatement is filed and served, the appeal will be deemed dismissed with prejudice.

A copy of this order shall serve as and for the mandate of this court.