

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 11-5158

September Term 2011

1:96-cv-01285-TFH

Filed On: December 29, 2011

Elouise Pepion Cobell, et al.,

Appellees

Harvest Institute Freedman Federation, LLC,
et al.,

Appellants

v.

Kenneth Lee Salazar, Secretary of the Interior,
et al.,

Appellees

BEFORE: Rogers and Griffith, Circuit Judges; Ginsburg, Senior Circuit Judge

ORDER

Upon consideration of the motions to dismiss the appeal for lack of jurisdiction or, in the alternative, for summary affirmance, the response thereto, and the replies, it is

ORDERED that the appeal be dismissed. Appellants appeal the district court's orders denying their motions for permissive intervention and for reconsideration. But appellants make no argument in support of their challenge to those orders. Accordingly, the appeal must be dismissed. See Hodgson v. United Mine Workers of America, 473 F.2d 118, 127 n.40 (D.C. Cir. 1972) (unless the district court clearly abused its discretion under Fed. R. Civ. P. 24(b), the appeal will be dismissed). To the extent appellants argue they are appealing the district court's final judgment, appellants did not note an appeal from that judgment and do not show that judgment is properly before the court.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution

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of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam