

**APPENDIX A**

S.D.N.Y.–N.Y.C.  
11-md-2262 Buchwald, J.

**UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT**

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 30th day of October, two thousand thirteen.

Present:

José A. Cabranes,  
Barrington D. Parker<sup>1</sup>,  
*Circuit Judges.*

In re LIBOR-Based Financial Instruments  
Antitrust Litigation. 13-3565 (L); 13-3636 (Con)

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<sup>1</sup> The Honorable John M. Walker, originally a member of the panel sitting on October 29, 2013, recused himself from consideration of this matter. The remaining members of this panel, who are in agreement, have decided this case pursuant to 2d Cir. R § 0.14(b).

Ellen Gelboim, *et al.*,  
*Plaintiffs - Appellants*,

v.

Bank of America Corporation, *et al.*,  
*Defendants - Appellees*.

This Court has determined *sua sponte* that it lacks jurisdiction over these appeals because a final order has not been issued by the district court as contemplated by 28 U.S.C. § 1291, and the orders appealed from did not dispose of all claims in the consolidated action. *See Coopers & Lybrand v. Livesay*, 437 U.S. 463, 467 (1978); *Houbigant, Inc. v. IMG Fragrance Brands, LLC*, 627 F.3d 497, 498 (2d Cir. 2010) (per curiam). Upon due consideration, it is hereby ORDERED that the appeals are DISMISSED.

FOR THE COURT:  
Catherine O'Hagan Wolfe, Clerk