

S.D.N.Y. - N.Y.C.
10-cv-9398
Griesa, 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 Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, in the City of New York, on the 17th day of April, two thousand twelve.

Present:

Amalya L. Kearse,
Barrington D. Parker,
Peter W. Hall,
Circuit Judges.

United States of America,

Plaintiff-Appellee,

v.

11-2898-cv

Adele Fox,

Movant-Appellant,

\$7,206,157,717 on Deposit at JP Morgan Chase Bank,
N.A., in the accounts set forth on Schedule A,

Defendant-in-Rem.

The Government moves to dismiss Movant-Appellant Adele Fox's appeal from the district court's denial of her motion to intervene under Rule 24 of the Federal Rules of Civil Procedure, and for summary affirmance of the district court's judgment. Upon due consideration, it is hereby ORDERED that the motion to dismiss the appeal is GRANTED, and the appeal is hereby DISMISSED. *See Neitzke v. Williams*, 490 U.S. 319, 325 (1989) (defining when an action lacks an arguable basis in law or fact).

FOR THE COURT:
Catherine O'Hagan Wolfe, Clerk


Catherine O'Hagan Wolfe

