UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

JAN 31 2025

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

CONSUMER FINANCIAL PROTECTION BUREAU,

Plaintiff-ctr-defendant - Appellee,

v.

NATIONWIDE BIWEEKLY ADMINISTRATION, INC.; et al.,

Defendant-ctr-claimants - Appellants.

No. 24-5940

D.C. No.
3:15-cv-02106-RS
Northern District of California,
San Francisco

ORDER

Before: CALLAHAN, BUMATAY, and VANDYKE, Circuit Judges.

Appellants move for relief pending appeal. Dkt. No. 6. The parties previously agreed that Appellee would return certain funds to Appellants if Appellants "prevail[ed] on their appeal of this action and any court order makes clear that the Bureau cannot retain the funds as civil money penalties." *See* Dkt. Nos. 6.4, 6.5. Because this action is ongoing and no party has prevailed at this time, the motion is **DENIED**.