

Zambrano v. INS

United States Court of Appeals for the Ninth Circuit
January 15, 1998, Submitted **; May 7, 1998, Filed
No. 97-16526

Reporter: 1998 U.S. App. LEXIS 9528

MARTA ZAMBRANO; MARGARITA RODRIGUEZ; GRACIELA LOPEZ; ANDREA RUIZ; MARTHA OZUNA; JORGE PERDOMA; Plaintiffs-Appellees, v. IMMIGRATION AND NATURALIZATION SERVICE; JANET RENO, Attorney General of the United States; DORIS MEISSNER, Commissioner of Immigration and Naturalization Service; GUSTAVO DE LA VINA, Regional Commissioner, Immigration and Naturalization Service, Defendants-Appellants.

Notice: [*1] RULES OF THE NINTH CIRCUIT COURT OF APPEALS MAY LIMIT CITATION TO UNPUBLISHED OPINIONS. PLEASE REFER TO THE RULES OF THE UNITED STATES COURT OF APPEALS FOR THIS CIRCUIT.

Subsequent History: Reported in Table Case Format at: [1998 U.S. App. LEXIS 20081](#).

Prior History: Appeal from the United States District Court for the Eastern District of California. D.C. No. CV-88-00455-EJF. Edward J. Garcia, District Judge, Presiding.

Counsel: For MARTA ZAMBRANO, Plaintiff - Appellee: Beth A. Nevins, Esq., LEGAL AID SOCIETY OF SAN MATEO COUNTY, Redwood City, CA.

For MARTA ZAMBRANO, MARGARITA RODRIGUEZ, GRACIELA LOPEZ, ANDREA RUIZ, MARTHA OZUNA, JORGE PERDOMA, Plaintiffs - Appellees: Vibiana Andrade, Esq., NILC - NATIONAL IMMIGRATION LAW CENTER, Los Angeles, CA.

For MARTA ZAMBRANO, MARGARITA RODRIGUEZ, GRACIELA LOPEZ, ANDREA RUIZ, MARTHA OZUNA, JORGE PERDOMA, Plaintiffs - Appellees: Martha Jiminez,

MEXICAN AMERICAN LEGAL DEFENSE AND EDUCATIONAL FUND, Pauline Gee, Esq., MULTICULTURAL EDUCATION TRAINING & ADVOCACY, San Francisco, CA.

For IMMIGRATION AND NATURALIZATION SERVICE, JANET RENO, DORIS MEISSNER, GUSTAVO DE LA VINA, Defendants - Appellants: Donald E. Keener, Esq., Keisha Dawn Bell, Attorney, Stephen W. Funk, Esq., OFFICE OF IMMIGRATION LITIGATION, Washington, DC.

Judges: Before: [*2] HALL, WIGGINS and KOZINSKI, Circuit Judges.

Opinion

ORDER *

Appellants' February 2, 1998, motion for summary disposition is GRANTED. In light of this court's opinion in *Catholic Social Services v. Reno*, 134 F.3d 921 (9th Cir. 1998), we vacate the district court's interlocutory orders and remand with instructions to dismiss the action for lack of jurisdiction.

Appellees' January 26, 1998, motion to file a supplemental brief is DENIED.

Appellants' February 13, 1998, motion for immediate issuance of the mandate is GRANTED. The mandate shall issue forthwith.

** This panel unanimously agrees that this case is appropriate for submission without oral argument. Fed. R. App. P. 34(a); 9th Cir. R. 34-4.

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by [9th Cir. R. 36-3](#).