

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 99-7133**

**September Term, 2000**

**97cv02691**

**Filed On: November 1, 2000** [554068]

Michael J. Missal, As receiver for  
The Better Life Club of America, Inc.  
and Robert N. Taylor,  
Appellees

v.

Kelly D. Alexander, et al.,  
Appellees

Kim Montgomery,  
Appellant

## **APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA**

**BEFORE:** Ginsburg, Tatel, and Garland, Circuit Judges

### **J U D G M E N T**

This appeal was considered on the record from the United States District Court for the District of Columbia and on the briefs filed by the parties. The court has determined that the issues presented occasion no need for an opinion. See Fed. R. App. P. 36; D.C. Cir. Rule 36(b). It is

**ORDERED AND ADJUDGED** that the district court's order filed July 7, 1999, be affirmed substantially for the reasons stated in that court's memorandum opinion filed the same day. This court's order filed February 15, 2000, limited the scope of this appeal to the district court's injunction and liability decisions contained in the district court's July 7th order. In the February 15th order, the court also refused to accept pendent jurisdiction over the tax offset issue. Because appellant Montgomery did not note an appeal from the district court's order filed February 29, 2000, disposing of the offset issue, we do not address that order herein.

The Clerk is directed to withhold issuance of the mandate herein until seven days after disposition 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**

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