

FILED

United States Court of Appeals  
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

February 12, 2018

Elisabeth A. Shumaker  
Clerk of Court

RONALD SATISH EMRIT,

Plaintiff - Appellant,

v.

KRIS KOBACH, Secretary of State,  
Kansas; DEMOCRATIC PARTY OF  
KANSAS,

Defendants - Appellees.

No. 18-3021  
(D.C. No. 2:17-CV-02593-CM-GLR)  
(D. Kan.)

ORDER

Before **HARTZ**, **McHUGH**, and **MORITZ**, Circuit Judges.

We raise *sua sponte* the question of whether this court has jurisdiction to consider this appeal. Ronald Satish Emrit, proceeding pro se, filed a notice of appeal of the magistrate judge's January 24, 2018 Report and Recommendation Notice, recommending dismissal of the underlying action.

Review of the district court docket reflects that the district court has not yet entered a final order or a final judgment. Generally, this court's jurisdiction is limited to review of final decisions. 28 U.S.C. § 1291; see also Utah v. Norton, 396 F.3d 1281, 1286 (10th Cir. 2005) (describing final decisions as those that end the litigation on the merits and leave nothing for the court to do but execute the judgment). Additionally, an order entered by a magistrate judge is generally not immediately appealable. See Phillips

v. Beierwaltes, 466 F.3d 1217, 1222 (10th Cir. 2006) (“Magistrates may issue orders as to non-dispositive pretrial matters, and district courts review such orders under a clearly erroneous or contrary to law standard of review.”) (citation omitted).

Because the January 24, 2018 Report and Recommendation Notice is not a final appealable order, we lack jurisdiction to consider this appeal.

**APPEAL DISMISSED.**

Entered for the Court  
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in black ink, appearing to read "Lindy Lucero Schaible", written in a cursive style.

by: Lindy Lucero Schaible  
Counsel to the Clerk