

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

December 27, 2022

Christopher M. Wolpert
Clerk of Court

IPF SOURCING, LLC,

Plaintiff - Appellee,

v.

BOTANI-LABS, LLC,

Defendant - Appellant.

No. 22-1347
(D.C. No. 1:22-CV-00307-WJM-SKC)
(D. Colo.)

ORDER

This matter is before the court on its own case review. Appellant Botani-Labs, LLC, appeals the district court's September 13, 2022 final judgment in favor of IPF Sourcing, LLC. On November 7, 2022, counsel for Botani-Labs moved to withdraw her appearance. On November 14, 2022, the court granted the motion and noted that corporations and other business entities may not appear in this court except by counsel. *Flora Constr. Co. v. Fireman's Fund Ins. Co.*, 307 F. 2d 413, 414 (10th Cir. 1962); *Tal v. Hogan*, 453 F.3d 1244, 1254 (10th Cir. 2006). The court directed Botani-Labs to retain counsel within 21 days and warned that failure to do so would result in the appeal being dismissed for failure to prosecute. To date, no attorney has entered an appearance on behalf of Botani-Labs despite an extension of time to do so.

Accordingly, this appeal is dismissed for lack of prosecution pursuant to Tenth Circuit Rule 42.1.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court
CHRISTOPHER M. WOLPERT, Clerk

A handwritten signature in cursive script, reading "Olenka George".

By: Olenka M. George
Counsel to the Clerk