

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

July 12, 2017

Before

Hon. William J. Bauer, Circuit Judge
Hon. Michael S. Kanne, Circuit Judge
Hon. Ann Claire Williams, Circuit Judge

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A True Copy

Teste:

Deputy Clerk
of the United States
Court of Appeals for the
Seventh Circuit



SIMON BERNSTEIN IRREVOCABLE] Appeal from the United
INSURANCE TRUST DTD. 6/21/95, et al.,] States District Court for
Plaintiffs-Appellees,] the Northern District of
] Illinois, Eastern Division.

No. 17-1461 v.]
] No. 1:13-cv-03643

HERITAGE UNION LIFE INSURANCE]
CO., et al.,] John Robert Blakey, Judge.
Defendants.]

APPEAL OF:]
ELIOT BERNSTEIN,]
Cross and]
Counter-Claimant-Appellant.]

ORDER

On consideration of the papers filed in this appeal and review of the short record,

IT IS ORDERED that this appeal is DISMISSED for lack of jurisdiction.

No. 17-1461

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Generally, an appeal may not be taken in a civil case until a final judgment disposing of all claims against all parties is entered on the district court's civil docket pursuant to Fed. R. Civ. P. 58. See *Alonzi v. Budget Construction Co.*, 55 F.3d 331, 333 (7th Cir. 1995); *Cleaver v. Elias*, 852 F.2d 266 (7th Cir. 1988).

The district court has not entered a Rule 58 judgment in the present case, and for good reason. The case remains pending in the district court with a trial date currently set for August 7, 2017. As such, Eliot Bernstein's appeal is premature.

And, to the extent appellant seeks to appeal the district court's February 25, 2016, order denying injunctive relief, the appeal filed on March 2, 2017, is untimely. See *Financial Services Corp. V. Weindruch*, 764 F.32d 197 (7th Cir. 1985).