

**UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT
DOCKETING STATEMENT--CIVIL/AGENCY CASES**

Directions: Counsel must make a **docketing statement (civil/agency) filed** entry in CM/ECF within 14 days of docketing of the appeal, or within the due date set by the clerk's docketing notice, whichever is later. File with the entry the (1) docketing statement form with any extended answers and (2) any transcript order form. Parties proceeding pro se are not required to file a docketing statement. Opposing counsel who finds a docketing statement inaccurate or incomplete may file any objections within 10 days of service of the docketing statement using the ECF event-**docketing statement objection/correction filed**.

Appeal No. & Caption	21-2218, 21-2219 JPMorgan Chase Bank, NA v. Chain Bridge Bank, NA
Originating No. & Caption	1:20-cv-00658-LMB-IDD Blue Flame Med. v. Chain Bridge
Originating Court/Agency	Eastern District of Virginia

Jurisdiction (answer any that apply)		
Statute establishing jurisdiction in Court of Appeals	28 U.S.C. § 1291	
Time allowed for filing in Court of Appeals	30 days	
Date of entry of order or judgment appealed	9/23/2021	
Date notice of appeal or petition for review filed	10/21/2021	
If cross appeal, date first appeal filed	N/A	
Date of filing any post-judgment motion	N/A	
Date order entered disposing of any post-judgment motion	N/A	
Date of filing any motion to extend appeal period	N/A	
Time for filing appeal extended to	N/A	
Is appeal from final judgment or order?	☒ Yes	☐ No
If appeal is not from final judgment, why is order appealable? N/A		

Settlement (The docketing statement is used by the circuit mediator in pre-briefing review and mediation conducted under Local Rule 33. Counsel may make a confidential request for mediation by calling the Office of the Circuit Mediator at 843-731-9099.)		
Is settlement being discussed?	☒ Yes	☐ No

Transcript (transcript order must be attached if transcript is needed and not yet on file)		
Is transcript needed for this appeal?	☐ Yes	☒ No
Has transcript been filed in district court?	☐ Yes	☒ No
Is transcript order attached?	☐ Yes	☒ No

Case Handling Requirements (answer any that apply)		
Case number of any prior appeal in same case	N/A	
Case number of any pending appeal in same case	21-2218	
Identification of any case pending in this Court or Supreme Court raising similar issue	Only 21-2218	
	If abeyance or consolidation is warranted, counsel must file an appropriate motion.	
Is expedited disposition necessary?	☐ Yes	☒ No
	If yes, motion to expedite must be filed.	
Is oral argument necessary?	☒ Yes	☐ No
Does case involve question of first impression?	☒ Yes	☐ No
Does appeal challenge constitutionality of federal or state statute in case to which federal or state government is not a party	☐ Yes	☒ No
	If yes, notice re: challenge to constitutionality of law must be filed.	

Nature of Case (Nature of case and disposition below. Attach additional page if necessary.)
Appellant JPMorgan Chase Bank, N.A. ("JPMC") challenges the district court's entry of summary judgment in favor of Chain Bridge Bank, N.A. on Chain Bridge's claim for indemnification under Section 4A-211(f) of the Uniform Commercial Code. Chain Bridge (the defendant in district court) was originally sued by Blue Flame Medical, LLC (as plaintiff) for U.C.C. violations as well as state-law claims. Chain Bridge, as a third-party plaintiff, sued JPMC as a third-party defendant for indemnification and, in the alternative, unjust enrichment. JPMC and Chain Bridge filed cross-motions for summary judgment. The district court denied JPMC's motion and granted Chain Bridge summary judgment on its indemnification claim, subsequently entering final judgment for Chain Bridge. JPMC now appeals the final judgment against it and the district court's grant of summary judgment on Chain Bridge's indemnification claim.

Issues (Non-binding statement of issues on appeal. Attach additional page if necessary)

Whether a bank is entitled to summary judgment for its indemnification claim under U.C.C. § 4A-211(f) where:

- (1) cancellation of the payment order was not effectuated "by the sender";
- (2) there was an "agreement of the parties" to return the payment order without indemnification, or at least a genuine issue of material fact regarding such an agreement; and
- (3) damages were caused "as a result" of events other than the cancellation, or at least there was a genuine issue of material fact regarding such causation.

Adverse Parties (List adverse parties to this appeal and their attorneys; provide party's address if the party is not represented by counsel. Attach additional page if necessary.)

Adverse Party: Chain Bridge Bank, N.A.
 Robbins, Russell, Englert, Orseck & Untereiner
 Attorney: Donald Burke
 Address: 2000 K Street, N.W., 4th Floor
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Adverse Party:

Attorney:
 Address:

E-mail:
 Phone:

Adverse Parties (continued)

Adverse Party:

Attorney:
 Address:

E-mail:
 Phone:

Adverse Party:

Attorney:
 Address:

E-mail:
 Phone:

Appellant (Attach additional page if necessary.)	
Name: Attorney: Address: E-mail: Phone:	Name: Attorney: Address: E-mail: Phone:
Appellant (continued)	
Name: Attorney: Address: E-mail: Phone:	Name: Attorney: Address: E-mail: Phone:
Signature: <u>/s/ Alan Schoenfeld</u> Date: <u>11/10/2021</u> Counsel for: <u>JPMorgan Chase Bank, N.A.</u>	
Certificate of Service <i>(required for parties served outside CM/ECF):</i> I certify that this document was served on _____ by ☐ personal delivery; ☐ mail; ☐ third-party commercial carrier; or ☐ email (with written consent) on the following persons at the addresses or email addresses shown:	
Signature:	Date: