

Donald E.J. Kilmer, Jr. (SBN: 179986)
LAW OFFICES OF DONALD KILMER, A.P.C.
1645 Willow Street, Suite 150
San Jose, California 95125-5120
Voice: (408) 264-8489
Fax: (408) 264-8487
Email: Don@DKLawOffice.com

Attorney for Plaintiffs

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA - SACRAMENTO

RICHARD ENOS, JEFF BASTASINI,
LOUIE MERCADO, WALTER
GROVES, MANUEL MONTEIRO,
EDWARD ERIKSON and VERNON
NEWMAN,

Plaintiffs,

vs.

ERIC HOLDER, as United States
Attorney General, and ROBERT
MUELLER, III, as Director of the
Federal Bureau of Investigation, and
UNITED STATES OF AMERICA,

Defendants.

CASE NO.: 2:10-CV-02911-JAM-EFB

NOTICE OF APPEAL TO THE
UNITED STATES DISTRICT COURT
OF APPEAL FOR THE NINTH
CIRCUIT

Plaintiffs: RICHARD ENOS, JEFF BASTASINI, LOUIE MERCADO,
WALTER GROVES, MANUEL MONTEIRO, EDWARD ERIKSON and VERNON
NEWMAN, appeal to the United States Court of Appeal for the Ninth Circuit from
the final judgment of the district court, entered in this case on February 28, 2012,
and all interlocutory orders that gave rise to the judgment, including but not
limited to the ORDER GRANTING DEFENDANTS' MOTION TO DISMISS, filed

1 on February 28, 2012. (Dkt # 63) and the ORDER GRANTING IN PART AND
2 DENYING IN PART DEFENDANTS' MOTION TO DISMISS filed on July 8, 2011.
3 (Dkt # 24).

4 Dated: February 29, 2012

5 /s/ Donald Kilmer

6 Donald Kilmer, Attorney for Plaintiffs
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Attorney for Plaintiffs

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

RICHARD ENOS, JEFF BASTASINI,
LOUIE MERCADO, WALTER
GROVES, MANUEL MONTEIRO,
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NEWMAN,

Plaintiffs,

vs.

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MUELLER, III, as Director of the
Federal Bureau of Investigation, and
UNITED STATES OF AMERICA,

Defendants.

Appellate Case No.: _____

Trial Court:

United States District Court for the
Eastern District of California

Case No.: 2:10-CV-02911-JAM-EFB

PLAINTIFF/APPELLANTS'
REPRESENTATION STATEMENT

The undersigned represents Plaintiff/Appellants: RICHARD ENOS, JEFF BASTASINI, LOUIE MERCADO, WALTER GROVES, MANUEL MONTEIRO, EDWARD ERIKSON and VERNON NEWMAN, in this matter and no others.

The remaining parties to this action are the Defendant/Appellees: ERIC HOLDER, as United States Attorney General, and ROBERT MUELLER, III, as Director of the Federal Bureau of Investigation, and UNITED STATES OF AMERICA.

1 Plaintiff/Appellants are currently represented by:

2 Donald E.J. Kilmer, Jr. (SBN: 179986)
3 LAW OFFICES OF DONALD KILMER, A.P.C.
4 1645 Willow Street, Suite 150
5 San Jose, California 95125-5120
6 Voice: (408) 264-8489
7 Fax: (408) 264-8487
8 Email: Don@DKLawOffice.com

9 Defendant/Appellees are currently represented by:

10 BENJAMIN B. WAGNER
11 United States Attorney
12 EDWARD A. OLSEN
13 Assistant United States Attorney
14 501 I Street, Suite 10-100
15 Sacramento, California 95814
16 Voice: (916) 554-2821
17 Fax: (916) 554-2900
18 Email: edward.olsen@usdoj.gov

19 Dated: February 29, 2012

20 /s/ Donald Kilmer
21 Donald Kilmer,
22 Attorney for Plaintiffs
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26
27
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LAW OFFICE OF DONALD KILMER, APC
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Email: Don@DKLawOffice.com

Attorney for Plaintiffs

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA - SACRAMENTO

RICHARD ENOS, JEFF BASTASINI,
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CASE NO.: 2:10-CV-02911-JAM-EFB

Certificate of Service of:

NOTICE OF APPEAL TO THE
UNITED STATES DISTRICT COURT
OF APPEAL FOR THE NINTH
CIRCUIT

And:

REPRESENTATION STATEMENT

This is to certify that on February 29, 2012, a true and correct copy of the
NOTICE OF APPEAL TO THE UNITED STATES DISTRICT COURT OF APPEAL
FOR THE NINTH CIRCUIT, and the REPRESENTATION STATEMENT, were
filed electronically with this court, thus giving all parties and their attorneys notice
and copies of said documents via the Court's CM/ECF system and/or the PACER
system.

/s/ Donald Kilmer, Counsel for Plaintiff/Appellants