

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI

JOHN TYLER CLEMONS, <i>et al.</i>)	
)	
Plaintiffs,)	
-v-)	Case No.
)	3:09-CV-00104-WAP-SAA
)	
UNITED STATES DEPARTMENT OF)	
COMMERCE; <i>et al.</i> ,)	
)	
Defendants.)	

NOTICE OF APPEAL

COME NOW PLAINTIFFS, John Tyler Clemons, Jessica Wagner, Krystal Brunner, Lisa Schea, Frank Mylar, Jacob Clemons, Jenna Watts, Isaac Schea, and Kelcy Brunner, and give notice that they hereby appeal the decision and order of the three-judge District Court issued in this matter on July 8, 2010 to the Supreme Court of the United States.

This decision granted the government's motion for summary judgment and denied plaintiffs' motion for summary judgment in this matter which sought a permanent injunction against the reapportionment of the United States House of

Representatives pursuant to 2 U.S.C. § 2a which was alleged to be unconstitutional.

This direct appeal is authorized by 28 U.S.C. § 1253 and Rule 18.1 of the Rules of the Supreme Court of the United States.

Respectfully submitted,

/s/Michael Farris

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CERTIFICATE OF SERVICE

Pursuant to Rule 29 of the Rules of the Supreme Court of the United States, the undersigned counsel, a member of the Bar of the Supreme Court of the United States, hereby certifies that he served a copy of this Notice of Appeal on July 9, 2010, upon the defendants by mailing a copy of the Notice by First Class Mail, postage prepaid to:

The Honorable Elena Kagan
Solicitor General of the United States
Room 5614, Department of Justice
950 Pennsylvania Ave., N. W.
Washington, DC 20530-0001

Additionally, I hereby certify that on July 9 2010, I electronically filed the foregoing with the Clerk of the Court using the ECF system, which sent notification of such filing to the following counsel of record:

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July 9, 2010

/s/Michael Farris