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6 BY
7 Fees Pd _____
8 Frms Gvn _____
9 CAD _____
10 TDO _____
11 Ntc/Dkt Mld _____
12 FP Frms Gvn _____

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

RECEIVED
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CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION AT SANTA ANA
DEPUTY

ORIGINAL

-----X
11 ROBERT NIGG and KEITH LEWIS, as
12 private attorney generals, individually, and
13 on behalf of all others similarly situated
14 Plaintiffs,
15 v.
16 UNITED STATES POSTAL SERVICE
17 Defendant.
-----X

SA Civ 03-1611 (GLT)(ANx)

**AMENDED NOTICE OF
APPEAL AND CIRCUIT
RULE 3-2 STATEMENT**

I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY
FIRST CLASS MAIL, POSTAGE PREPAID, TO ALL COUNSEL
(OR PARTIES) AT THEIR RESPECTIVE, MOST RECENT, ADDRESS OF
RECORD, IN THIS ACTION, ON THIS DATE.

DATED: JUN 14 2005

C. Buzzeo
DEPUTY CLERK

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

PLEASE TAKE NOTICE that plaintiffs Robert Nigg and Keith Lewis,
as private attorney generals, individually, and on behalf of All Others Similarly
Situating, appeal to the United States Court of Appeals for the Ninth Circuit from:

1. the Order of the United States District Court for the Central
District of California, Southern Division, by the Honorable Gary L. Taylor, dated
March 29, 2005, and entered as a Judgment on April 11, 2005, and every part thereof,
which granted defendant's motion for summary judgment.

2. the Minute Order of the United States District Court for the
Central District of California, Southern Division, by the Honorable Gary L. Taylor,

DOCKETED ON CM
JUN 13 2005
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1 dated January 31, 2005, and every part thereof, which denied plaintiffs' motion for
2 review of Magistrate Judge Nakazato's December 20, 2004 Minute Order relating to
3 discovery.

4 3 the Order of the United States District Court for the Central
5 District of California, Southern Division, by the Honorable Gary L. Taylor, dated
6 May 10, 2005, and filed May 11, 2005, and every part thereof, which denied
7 plaintiff's motion for reconsideration.

8 Pursuant to Circuit Rule 3-2, the other party to this action is:

9 Defendant United States Postal Service, represented by

10 Jason Axe, AUSA
11 United States Attorney's Office,
12 Central District of California
13 Federal Building, Suite 7516
14 300 North Los Angeles Street
15 Los Angeles, California 90012
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27 Date: June 1, 2005

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