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ATTORNEYS FOR PLAINTIFF

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING**

PRESTON, YALE)	Civil Action No. 08cv239J
)	
Plaintiff,)	
v.)	
)	
MARATHON OIL CO.; SMITH,)	
THOMAS, et al.)	
)	
Defendants.)	

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Plaintiff Yale Preston hereby appeals to the **United States Court of Appeals for the Federal Circuit** from the District Court's *Amended Final Judgment* entered on August 30, 2010. The District Court's Orders and Opinions appealed from are found at Civil Docket 08-CV-239J: *Amended Final Judgment* entered August 30, 2010 (Docket No. 151); *Findings of Fact and Conclusions of Law* (Docket 147); and *Order on Motions for Summary Judgment* entered December 28, 2009 (Docket 97). The filing fee is paid herewith.

DATED this 28th day of September 2010.

/s/ Mitchell Edwards

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CERTIFICATE OF SERVICE

I hereby certify that on September 28, 2010, I electronically filed **the above NOTICE OF APPEAL** with the Clerk of Court using the CM/ECF system, which will send notification of such filing(s) to Defendants' counsel of record:

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By: /s/ Mitchell Edwards