

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

ROBERT A. BURT, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Civil Action No. 3:03CV01777(JCH)
)	
DONALD H. RUMSFELD, in his official)	Dated: April 1, 2005
capacity as United States Secretary of)	
Defense,)	
)	
Defendant.)	
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NOTICE OF APPEAL

Defendant Donald H. Rumsfeld, in his official capacity as United States Secretary of Defense, through the undersigned counsel, gives Notice, this 1st day of April 2005, that Defendant hereby appeals to the U.S. Court of Appeals for the Second Circuit from the February 3, 2005 Judgment entered for plaintiffs, the January 31, 2005 Ruling on Plaintiffs' Motion for Summary Judgment [Dkt. No. 34] and Defendant's Motion to Dismiss [Dkt. No. 12], and the June 9, 2004 Ruling on Defendant's Rule 12(b)(1) Motion to Dismiss.

Respectfully submitted,

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Dated: April 1, 2005

/s/ Alan S. Modlinger

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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing Notice of Appeal has been served by first class mail, postage prepaid, this 1st day of April 2005, on:

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