## UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

CAMBRIDGE UNIVERSITY PRESS, et al.,

Plaintiffs,

Civil Action File No.1:08-CV-1425-ODE

ν.

MARK P. BECKER, in his official capacity as Georgia State University President, et al.,

Defendants.

## **NOTICE OF APPEAL**

All Plaintiffs in the above-styled action respectfully give notice that they appeal to the United States Court of Appeals for the Eleventh Circuit from the final, appealable order entered in this action on August 10, 2012. Plaintiffs seek review of that order [Dkt. No. 441], and all prior orders entered in this case, including but not limited to:

- Order, May 11, 2012 [Dkt. No. 423];
- The district court's May 26, 2011 oral ruling granting in part Defendants' Motion for Directed Verdict [Dkt No. 357];
- Order, May 13, 2011 [Dkt. No. 311];

- Order, May 12, 2011 [Dkt. No. 310];
- Order, December 28, 2010 [Dkt. No. 249];
- Order, November 5, 2010 [Dkt. No. 240];
- Order, September 30, 2010 [Dkt. No. 235];
- Order, September 21, 2010 [Dkt. No. 234];
- Order, April 6, 2011 [Dkt. No. 269];
- Order, August 12, 2010 [Dkt. No. 227];
- Order, August 11, 2010 [Dkt. No. 226];
- Order, September 3, 2009 [Dkt. No. 121];
- Order, June 22, 2009 [Dkt. No. 111]; and
- Numerous oral evidentiary rulings made by the district court during trial which are reflected in the trial transcript.

Respectfully submitted this 10th day of September, 2012.

/s/ John H. Rains IV Edward B. Krugman Georgia Bar No. 429927 John H. Rains IV Georgia Bar No. 556052

BONDURANT, MIXSON & ELMORE, LLP 1201 West Peachtree Street NW Suite 3900 Atlanta, Georgia 30309 (404) 881-4100 R. Bruce Rich (*pro hac vice*) Randi Singer (*pro hac vice*) Jonathan Bloom (*pro hac vice*) Todd D. Larson (*pro hac vice*)

WEIL, GOTSHAL & MANGES LLP 767 Fifth Avenue New York, New York 10153

Attorneys for Plaintiffs

## **CERTIFICATE OF SERVICE**

I hereby certify that I have this day filed the foregoing **NOTICE OF** 

**APPEAL** with the Clerk of Court using the CM/ECF filing system which will send e-mail notification of such filing to opposing counsel as follows:

John W. Harbin, Esq. Natasha H. Moffitt, Esq. Mary Katherine Bates, Esq. KING & SPALDING LLP 1180 Peachtree Street Atlanta, Georgia 30309

Katrina M. Quicker, Esq. Richard W. Miller, Esq. BALLARD SPAHR, LLP 999 Peachtree Street, Suite 1000 Atlanta, Georgia 30309

Anthony B. Askew, Esq. Stephen M. Schaetzel, Esq. MCKEON, MEUNIER, CARLIN & CURFMAN, LLC 817 W. Peachtree Street, Suite 900 Atlanta, Georgia 30308

Mary Jo Volkert, Esq. Assistant State Attorney General 40 Capitol Square Atlanta, Georgia 30334

This 10th day of September, 2012.

/s/ John H. Rains IV John H. Rains IV