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**FILED**  
MAR 01 2012  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

*pro se*

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without Prejudice

District Court of the United States  
Northern Judicial District of California

Terry M. Myers  
NON-PARTY AND WOULD-BE INTERVENOR/Appellant,

The US DOJ is an interested party

Oracle, ) NCUS # C 07-1658 PJH  
) Ninth Circuit No. \_\_\_\_\_  
Plaintiff/Appelles, )  
) **NOTICE OF APPEAL**  
)  
v. )  
)  
)  
SAP )  
)  
)  
Defendants/Appellees.)  
\_\_\_\_\_)

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COMES NOW Terry M. Myers, NON-PARTY AND WOULD-BE INTERVENOR, in the  
above entitled case, Citizen of Illinois and Wisconsin, *pro se* and  
Pending motion to vacate and a motion for a new chapter 11 plan in the  
Fed bankruptcy court of Northern Illinois case # 08-<sup>1439</sup> to provide  
formal Notice to this honorable Court, to the United States Court of  
Appeals, and to all interested party(s), of His appeal to the Ninth  
Circuit of each of the following:

1 (1) U.S. District Judge Phyllis J. Hamilton's ORDER, and  
2 corresponding JUDGMENT IN A CIVIL CASE, as filed by the  
3 Clerk of the district court on January 12, 2012 A.D.

4 (2) U.S. District Judge Phyllis J. Hamilton's ORDER as filed  
5 by said Clerk on December 12, 2011 A.D.;

6 (3) U.S. District Judge Phyllis J. Hamilton's AND ORDER as  
7 filed and served by said Clerk on April 26, 2011 A.D.

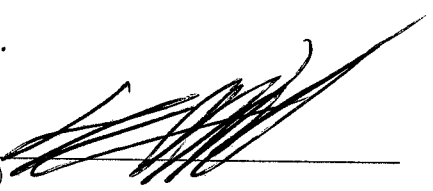
8 This Notice conforms to the requirements imposed upon Appellant  
9 by the Ninth Circuit's ORDER filed January 1, 2012 which gives 60 days  
10 in a cases with a US government is a party as this matter does.

11 **VERIFICATION**

12 I, Terry M. Myers *pro se*, Appellant in the above entitled action,  
13 hereby verify under penalty of perjury, under the laws of the **United**  
14 **States of America**, without the "United States" (federal government),  
15 that the above statement of facts and laws is true and correct,  
16 according to the best of My current information, knowledge, and  
17 belief, so help me God, pursuant to 28 U.S.C. 1746(1).

18  
19 Dated: February 24 2012 A.D.

20 Signed: /s/Terry M. Myers/  
21

22 Printed: Terry Myers "Pro Se" 

1 **PROOF OF SERVICE**

2 I, Terry M. Myers, *pro se*, hereby certify, under penalty of perjury,  
3 under the laws of the **United States of America**, without the "**United**  
4 **States**" (federal government), that I am at least 18 years of age, a  
5 Citizen of ONE OF the **United States of America**, and that I personally  
6 served the following document(s):

7 **NOTICE OF APPEAL,**  
8 **ORDER January DATED**

1/12/12

9 by placing one true and correct copy of said document(s) in first  
10 class United States Mail, with postage prepaid and properly addressed  
11 to the following:  
12

13 **Clerk of Court** (2 copies)  
United States District Court  
450 Golden Gate Avenue, Box 36060  
San Francisco, CA 94102-3489

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15  
16 **Judge Alex Kozinski**  
17 Ninth Circuit Court of Appeals  
18 P.O. Box 91510  
19 Pasadena 91109-1510  
20 CALIFORNIA, USA  
21 **Oracle**

**Clerk of Court** (5 copies)  
Attention: Cathy Catterson  
Ninth Circuit Court of Appeals  
P.O. Box 193939  
San Francisco 94119-3939  
CALIFORNIA, USA

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4 950 Pennsylvania Ave., N.W.

5 Room 5614

6 Washington 20530-0001

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38  
39  
40 US DOJ

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42  
43 Dated: *27* Dated: February ~~24~~ 2012 A.D.

44  
45 Signed: /s/ Terry M. Myers

46  
47 Printed: Terry M. Myers, Appellant "Pro Se" 