

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK



ELECTRONIC NOTICE OF APPEAL

Dear Sir or Madam,

Please take notice that on October 20, 2006 the court received a notice of appeal in the action set forth below. This notice serves to inform the Second Circuit of the pending appeal and provide them with the basic information they need to begin processing the appeal. After receipt of this notice, the Second Circuit will prepare and issue a scheduling order which will outline the obligations and responsibilities of the parties with regard to this appeal. Should you have any questions prior to the issuance of a scheduling order, please feel free to contact the District Court Clerk's Office.

Sincerely,

Lawrence K. Baerman
U.S. District Court

s/

By: Joanne Bleskoski
Deputy Clerk

For Court Use Only:

CASE TITLE: Rescuecom Corporation v. Google, Inc.

CASE NUMBER: 5:04-CV-1055

NOTICE OF APPEAL - Docket # 21

Document being Appealed:

Final Order: Docket # [19]
Final Judgement: Docket # [20]

FEE STATUS: Paid ___ Due X Waived (IFP/CJA) ___

IFP revoked ___ Application Attached ___ IFP pending before USDJ ___

COUNSEL: CJA ___ RETAINED X PRO SE ___

TIME STATUS: Timely X Out of Time ___

MOTION FOR EXTENSION OF TIME: Granted ___ Denied ___

CERTIFICATE OF APPEALABILITY: Granted ___ Denied ___ N/A ___