

THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
NORTHERN DIVISION
NO. 2:06-CV-49 (F)

BLACKWATER SECURITY)
CONSULTING, LLC, a Delaware Limited)
Liability Company; BLACKWATER)
LODGE AND TRAINING CENTER, INC.,)
a Delaware Corporation,)

Plaintiffs/Petitioners,)

v.)

RICHARD P. NORDAN, as Ancillary)
Administrator for the separate Estates of)
STEPHEN S. HELVENSTON, MIKE R.)
TEAGUE, JERKO GERALD ZOVKO and)
WESLEY J.K. BATALONA,)

Defendant/Respondent.)

NOTICE OF APPEAL

Notice is hereby given that Defendant Richard P. Nordan, as Ancillary Administrator for the Separate Estates of Stephen S. Helvenston, Mike R. Teague, Jerko Gerald Zovko and Wesley J.K. Batalona, in the above named case, hereby appeals to the United States Court of Appeals for the Fourth Circuit from the April 20, 2007 and May 11, 2007 Orders denying Defendant's motion to dismiss, motion for abstention and motion to stay, and directing the parties to arbitrate claims that are pending in a separate, two year-old state court case.

This 18th day of May 2007.

CALLAHAN & BLAINE, APLC

By: /s/ Marc P. Miles
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WESLEY J.K. BATALONA

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing **Notice of Appeal** with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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This the 18th day of May, 2007.

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