

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
4:10-CV-142-D**

MARK DANIEL LYTTLE,)	
)	
Plaintiff,)	
)	
v.)	SUGGESTION OF SUBSEQUENTLY
)	DECIDED AUTHORITY
THE UNITED STATES OF AMERICA,)	
et al.,)	
)	
Defendants.)	

Now comes Plaintiff Mark Daniel Lyttle, pursuant to Rule 7.1(g), Local Rules of the Eastern District of North Carolina, who respectfully directs this Court to subsequently decided authority by the Middle District of Georgia in the companion case of *Lyttle v. United States of America*, Case No. 4:11CV152 (CDL) (Mar. 31, 2012). A copy of that decision is attached hereto as Exhibit "A." This Suggestion of Subsequently Decided Authority is filed in connection with Plaintiff's Responses in Opposition to Defendants' Motions to Dismiss, filed July 25, 2011 [Docs. 56 & 57], and the Memorandum and Recommendations signed by Magistrate Judge Webb on November 14, 2011 [Doc. 75].

Respectfully submitted this 3rd day of April, 2012.

**AMERICAN CIVIL LIBERTIES UNION
OF NORTH CAROLINA LEGAL FOUNDATION**

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CERTIFICATE OF SERVICE

I hereby certify that on April 3, 2012, I electronically filed the foregoing Suggestion of Subsequently Decided Authority with the Clerk of Court using the CM/ECF system, which will send notification of such filing to counsel of record.

This the 3rd day of April, 2012.

/s/ Katherine Lewis Parker
Katherine Lewis Parker