

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
CIVIL ACTION NO: 1:07 CV 00953

RYAN MCFADYEN, MATTHEW WILSON AND )  
BRECK ARCHER, )

Plaintiffs, )

vs. )

DUKE UNIVERSITY; DUKE UNIVERSITY )  
POLICE DEPARTMENT; AARON GRAVES; )  
ROBERT DEAN; LEILA HUMPHRIES; PHYLLIS )  
COOPER; WILLIAM F. GARBER, II, JAMES )  
SCHWAB; JOSEPH FLEMING; JEFFREY O. )  
BEST; GARY N. SMITH; GREG STOTSENBERG; )  
ROBERT K. STEEL; RICHARD H. BRODHEAD, )  
Ph.D.; PETER LANGE, Ph.D.; TALLMAN TRASK, )  
III, Ph.D.; JOHN BURNES; LARRY MONETA, )  
Ed.D.; VICTOR J. DZAU, M.D.; ALLISON )  
HALTON; KEMEL DAWKINS; SUZANNE )  
WASIOLEK; STEPHEN BRYAN; MATTHEW )  
DRUMMOND; DUKE UNIVERSITY HEATHLH )  
SYSTEMS, INC.; PRIVATE DIAGNOSTIC )  
CLINIC, PLLC; JULIE MANLY, M.D.; THERESA )  
ARICO, R.N.; TARA LEVICY, R.N.; THE CITY OF )  
DURHAM, NORTH CAROLINA; MICHAEL B. )  
NIFONG; PATRICK BAKER; STEVEN )  
CHALMERS; RONALD HODGE; LEE RUSS; )  
STEPHEN MIHAICH; BEVERLY COUNCIL; )  
EDWARD SARVIS; JEFF LAMB; MICHAEL )  
RIPBERGER; LAIRD EVANS; JAMES T. )  
SOUKUP; KAMMIE MICHAEL; DAVID W. )  
ADDISON; MARK D. GOTTLIEB; BENJAMIN W. )  
HIMAN; LINWOOD WILSON; RICHARD D. )  
CLAYTON; DNA SECURITY, INC.; RICHARD )  
CLARK; AND BRIAN MEEHAN, Ph.D, )

Defendants. )

**NOTICE OF  
APPEARANCE**

PLEASE TAKE NOTICE of the appearance of Dan J. McLamb, of the firm of Yates, McLamb & Weyher, L.L.P., as counsel of record for Duke University Health Systems, Inc., Private Diagnostic Clinic, PLLC, Julie Manly, M.D., Theresa Arico, R.N., and Tara Levicy, R.N., in the above-captioned action. The undersigned counsel certifies that he is admitted to practice before this Court. These Defendants hereby preserve all defenses, including defenses based on jurisdiction, venue, and service of process.

This the 26th of February, 2008.

By: /s/ Dan J. McLamb  
Dan J. McLamb  
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Attorney for Defendants Duke University  
Health Systems, Inc., Private Diagnostic Clinic,  
PLLC, Julie Manly, M.D., Theresa Arico, R.N.,  
and Tara Levicy, R.N.,

**CERTIFICATE OF SERVICE**

I hereby certify that on 26 February 2008, I electronically filed the foregoing Notice of Appearance with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following counsel:

*Counsel for the Plaintiffs Ryan McFadyen, Matthew Wilson, and Breck Archer*

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As of the date of this filing, no attorney has made an appearance on behalf of any of the following Defendants. I hereby certify that I served the following Defendants by U.S. Mail:

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As of the date of this filing, no attorney has made an appearance on behalf of the following Defendant, and I have not been able to determine an address whereby service may be had on him:

Steven Chalmers

This the 26th of February, 2008.

By: /s/ Dan J. McLamb  
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PLLC, Julie Manly, M.D., Theresa Arico, R.N.,  
and Tara Levicy, R.N.