

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

RYAN MCFADYEN; MATTHEW WILSON; )  
and BRECK ARCHER, )

Plaintiffs, )

v. )

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 HEALTH 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., )

No. 1:07-CV-00953

Defendants. )

---

**NOTICE OF APPEARANCE**

---

The undersigned hereby gives notice of his appearance as counsel of record for Defendants Patrick Baker, Steven Chalmers, Ronald Hodge, Lee Russ, Stephen Mihaich, Beverly Council, Jeff Lamb, Michael Ripberger, and Laird Evans. All further pleadings, motions, and notices should be served on the undersigned as counsel for these Defendants. The undersigned counsel certifies that he is admitted to practice before this Court.

This the 11<sup>th</sup> day of March, 2008.

TROUTMAN SANDERS LLP

By: /s/ D. Martin Warf

D. Martin Warf

N.C. State Bar No. 32982

Attorneys for Defendants Patrick Baker, Steven Chalmers, Ronald Hodge, Lee Russ, Stephen Mihaich, Beverly Council, Jeff Lamb, Michael Ripberger, and Laird Evans

434 Fayetteville Street, Suite 1900

Raleigh, North Carolina 27601

Telephone: (919) 835-4123

Facsimile: (919) 829-8721

[martin.warf@troutmansanders.com](mailto:martin.warf@troutmansanders.com)

## CERTIFICATE OF SERVICE

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

**Robert C. Ekstrand**

Ekstrand & Ekstrand, LLP  
811 Ninth St; Suite 260  
Durham, NC 27705

[rce@ninthstreetlaw.com](mailto:rce@ninthstreetlaw.com)

*Attorneys for Plaintiffs Ryan McFayden,  
Matthew Wilson and Breck Archer*

**Reginald B. Gillespie, Jr.**

Faison & Gillespie  
Post Office Box 51729  
Durham, NC 27717-1729

[rgillespie@faison-gillespie.com](mailto:rgillespie@faison-gillespie.com)

*Attorneys for Defendant City of  
Durham, and Edward Sarvis*

**James D. Cowan, Jr.**

**Dixie T. Wells**

Smith Moore, L.L.P.  
Post Office Box 21927  
Greensboro, NC 27420

[don.cowan@smithmoorelaw.com](mailto:don.cowan@smithmoorelaw.com)

[Dixie.wells@smithmoore.law.com](mailto:Dixie.wells@smithmoore.law.com)

*Attorneys for Defendants Duke  
University, Duke University Police Dept.,  
Aaron Graves, Robert Dean, Leila  
Humphries, Phyllis Cooper, William  
Garber, James Schwab, Joseph Fleming,  
Jeffrey Best, Gary Smith, Greg  
Stotsenberg, Robert Steel, Richard  
Brodhead, Ph.D., Peter Lange, Ph.D.,  
Tallman Trask, Ph.D., John Burness,  
Larry Moneta, Victor Dzau, M.D., Allison  
Halton, Kemel Dawkins, Suzanne  
Wasiolek, Stephen Bryan, Matthew  
Drummond*

**James S. Gorelick**

**Jennifer M. O'Connor**

**Paul R.Q. Wolfson**

Wilmer, Cutler, Pickering, Hale  
And Dorr, L.L.P.

1875 Pennsylvania Ave., NW

Washington, DC 20006

[Jamie.gorelick@wilmerhale.com](mailto:Jamie.gorelick@wilmerhale.com)

[Jennifer.oconnor@wilmerhale.com](mailto:Jennifer.oconnor@wilmerhale.com)

[Paul.wolfson@wilmerhale.com](mailto:Paul.wolfson@wilmerhale.com)

*Attorneys for Defendants Duke  
University, Duke University Police  
Dept., Aaron Graves, Robert Dean,  
Leila Humphries, Phyllis Cooper,  
William Garber, James Schwab,  
Joseph Fleming, Jeffrey Best, Gary  
Smith, Greg Stotsenberg, Robert  
Steel, Richard Brodhead, Ph.D.,  
Peter Lange, Ph.D., Tallman Trask,  
Ph.D., John Burness, Larry  
Moneta, Victor Dzau, M.D., Allison  
Halton, Kemel Dawkins, Suzanne  
Wasiolek, Stephen Bryan, Matthew  
Drummond*

**William F. Lee**

Wilmer, Cutler, Pickering, Hale  
And Dorr, L.L.P.  
60 State Street  
Boston, MA 02109

[William.lee@wilmerhale.com](mailto:William.lee@wilmerhale.com)

*Attorneys for Defendants Duke  
University, Duke University Police Dept.,  
Aaron Graves, Robert Dean, Leila  
Humphries, Phyllis Cooper, William  
Garber, James Schwab, Joseph Fleming,  
Jeffrey Best, Gary Smith, Greg  
Stotsenberg, Robert Steel, Richard  
Brodhead, Ph.D., Peter Lange, Ph.D.,  
Tallman Trask, Ph.D., John Burness,  
Larry Moneta, Victor Dzau, M.D., Allison  
Halton, Kemel Dawkins, Suzanne  
Wasiolek, Stephen Bryan, Matthew  
Drummond*

**Edwin M. Speas**

**Eric P. Stevens**

Poyner & Spruill, L.L.P.  
Post Office Box 10096  
Raleigh, NC 27605-0096

[Espeas@poynerspruill.com](mailto:Espeas@poynerspruill.com)

*Attorneys for Defendant Gottlieb*

**Robert J. King, III**

**Kearns Davis**

Brooks, Pierce, McLendon  
Humphrey & Leonard, L.L.P.  
Post Office Box 26000  
Greensboro, NC 27420

[rking@brookspierce.com](mailto:rking@brookspierce.com)

[kdavis@brookspierce.com](mailto:kdavis@brookspierce.com)

*Attorneys for Defendants DNA  
Security, Inc. and Richard Clark*

**James B. Maxwell**

Maxwell, Freeman & Bowman, P.A.  
Post Office Box 52396  
Durham, NC 27717

[jmaxwell@mfbpa.com](mailto:jmaxwell@mfbpa.com)

*Attorneys for Defendants James  
Soukup, Kammie Michael, David  
Addison, and Richard Clayton*

**Joel M. Craig**

Kennon, Craver, Belo,  
Craig & McKee, PLLC  
Post Office Box 51579  
Durham, NC 27717-1579

[jcraig@kennoncraver.com](mailto:jcraig@kennoncraver.com)

*Attorneys for Defendant Himan*

**James A. Lewis, III**

Lewis & Roberts, PLLC  
Post Office Box 17529  
Raleigh, NC 27619

[jimroberts@lewis-roberts.com](mailto:jimroberts@lewis-roberts.com)

*Attorneys for Defendant Brian  
Meehan*

**Nicholas J. Sanservino**  
**Robert A. Sar**  
Ogletree, Deakins, Nash, Smoak  
& Stewart, P.C.  
Post Office Box 31608  
Raleigh, NC 27622  
[Nicholas.sanservino@ogletreedeakins.com](mailto:Nicholas.sanservino@ogletreedeakins.com)  
[Robert.sar@ogletreedeakins.com](mailto:Robert.sar@ogletreedeakins.com)  
*Attorneys for Defendants DNA  
Security, Inc. and Richard Clark*

**Paul R. Dickinson, Jr.**  
Lewis & Roberts, P.L.L.C.  
5960 Fairview Rd. – Suite 102  
Charlotte, NC 28210-3103  
[pauldickinson@lewis-roberts.com](mailto:pauldickinson@lewis-roberts.com)  
*Attorneys for Defendant Brian  
Meehan*

**Dan J. McLamb**  
Yates, McLamb, Weyher, L.L.P.  
Post Office Box 2889  
Raleigh, NC 27602-2889  
[Dmclamb@ymwlaw.com](mailto:Dmclamb@ymwlaw.com)  
*Attorneys for Duke University Health  
Systems, Inc., Private Diagnostic Clinic,  
PLLC, Julie Manly, MD, Theresa Arico,  
RN, and Tara Levicy, RN*

I further certify that a copy of the foregoing was served today upon each of the following non-CM/ECF participants by United States mail, postage prepaid, addressed as follows:

<p><b>Roger E. Warin</b> Steptoe &amp; Johnson, LLP 1330 Connecticut Avenue, NW Washington, DC 20036 <a href="mailto:rwarin@steptoe.com">rwarin@steptoe.com</a> <i>Attorneys for Defendant City of Durham, and Edward Sarvis</i></p>	<p><b>Linwood Wilson</b> 6910 Innesbrook Way Bahama, NC 27503-9700 <i>Pro Se</i></p>
--	--

This the 11<sup>th</sup> day of March, 2008

/s/ D. Martin Warf  
D. Martin Warf