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

CIVIL ACTION NUMBER 1:07-CV-00953

RYAN McFADYEN, et al.,

Plaintiffs,

V.

NOTICE OF APPEARANCE

DUKE UNIVERSITY, et al.,

Defendants.

PLEASE TAKE NOTICE that James M. Weiss, of the law firm of Ellis & Winters, LLP hereby gives notice of his appearance as counsel for Duke University, Robert K. Steel, Richard Brodhead, John Burness, Matthew Drummond and Victor J. Dzau (hereinafter "Duke University Defendants"), and for Aaron Graves, Robert Dean, and Gary N. Smith (hereinafter "Duke University Police Defendants") in the above captioned matter and requests that copies of all notices, motions, and all other pleadings in this case be served upon him at the address below.

This the 22nd day of February, 2012.

/s/ James M. Weiss

Richard W. Ellis

N.C. State Bar No. 1335

Email: dick.ellis@elliswinters.com

Paul K. Sun, Jr.

N.C. State Bar No. 16847

Email: paul.sun@elliswinters.com

Jeremy M. Falcone

N.C. State Bar No. 36182

Email: jeremy.falcone@elliswinters.com

Thomas H. Segars

N.C. State Bar No. 29433

Email: tom.segars@elliswinters.com

James M. Weiss

N.C. State Bar No. 42386

Email: jamie.weiss@elliswinters.com

Ellis & Winters LLP

1100 Crescent Green, Suite 200

Cary, North Carolina 27518

Telephone: (919) 865-7000

Facsimile: (919) 865-7010

Dixie T. Wells

N.C. State Bar No. 26816

Email: dixie.wells@elliswinters.com

Ellis & Winters LLP

333 N. Greene St., Suite 200

Greensboro, NC 27401

Telephone: (336) 217-4197

Facsimile: (336) 217-4198

Counsel for Duke University Defendants and Duke University Police Defendants

CERTIFICATE OF SERVICE

I hereby certify that on February 22, 2012, 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 all counsel of record and to Mr. Linwood Wilson, who is also registered to use the CM/ECF system.

This 22nd day of February, 2012.

/s/ James M. Weiss

James M. Weiss

N.C. State Bar No. 42386

Email: jamie.weiss@elliswinters.com

Ellis & Winters LLP

1100 Crescent Green, Suite 200

Cary, North Carolina 27518

Telephone: (919) 865-7000

Facsimile: (919) 865-7010

Counsel for Duke University Defendants and Duke University Police Defendants