

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
CIVIL ACTION NO. 1:08-CV-119

EDWARD CARRINGTON, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	<b><u>NOTICE OF FILING OF WAIVERS OF SERVICE OF SUMMONS</u></b>
	)	
v.	)	
	)	
DUKE UNIVERSITY, <i>et al.</i> ,	)	
	)	
Defendants.	)	

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Pursuant to Rule 4(d)(4) of the Federal Rules of Civil Procedure, Plaintiffs in the above captioned matter, by undersigned counsel, hereby file the annexed waivers of service of summons executed by or on behalf of Defendants City of Durham, Mark Gottlieb, Benjamin Himan, Patrick Baker, Steven Chalmers, Ronald Hodge, Lee Russ, Stephen Mihaich, Beverly Council, Jeff Lamb, Michael Ripberger, and David Addison.

The requests for those waivers were sent by e-mail on February 29, 2008. Accordingly, by operation of Rules 4(d)(3) and 12 (a)(1)(B) of the Federal Rules of Civil Procedure, the time for these Defendants to answer or otherwise respond to the Complaint is extended until April 29, 2008.

This 2<sup>nd</sup> day of April 2008.

Respectfully submitted,

**COOPER & KIRK, PLLC**

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*Attorneys for Plaintiffs*

(\* motion for special appearance  
has been filed)

-and-

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## **CERTIFICATE OF SERVICE**

I hereby certify that on April 2, 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:

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

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This 2<sup>nd</sup> day of April 2008.

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