

4cca-30

REV. 10/30/07

TRANSMITTAL SHEET
(Notice of Appellate Action)

<input type="checkbox"/> Notice of Filing <input checked="" type="checkbox"/> Cross Appeal <input type="checkbox"/> Interlocutory Appeal <input type="checkbox"/> Additional NOA <input type="checkbox"/> Amended NOA <input type="checkbox"/> Transmittal of Record <input type="checkbox"/> Transmittal of Certif. <input type="checkbox"/> Supplement to ROA <input type="checkbox"/> Supplemental Certif. <input type="checkbox"/> Other	UNITED STATES DISTRICT COURT for the Eastern DISTRICT OF <u>Virginia</u> at <u>Richmond</u> Caption: Betty J. Ostergren v. Robert F. McDonnell, etc.	District Court No.: <u>3:08-cv-00362-REP</u> 4CCA No.: <u>09-1723</u> Consolidated with No.: Case Manager: Jeff Neal
---	--	--

Part I

Notice of appeal is enclosed to all parties (except to appellant in civil cases); NOA, docket entries, district court opinion and order, and magistrate judge's recommendation (if applicable) are enclosed to 4CCA.

1. NOA filed: 07/08/2009	4. Fees _____ USA no fee required \$5 filing fee: _____ paid <input checked="" type="checkbox"/> unpaid \$450 docket fee: _____ paid <input checked="" type="checkbox"/> unpaid
2. Amended NOA filed:	Pauper status: _____ granted _____ denied _____ pending in dist.ct. Does PLRA Apply? _____ Yes _____ No 3-strikes? _____ Yes _____ No [If PLRA applies, 4CCA sends forms & acts on application]
3. District Judge: Judge Robert E. Payne	5. Materials Under Seal in District Court: _____ Yes <input checked="" type="checkbox"/> No Party Names Under Seal in District Court: _____ Yes <input checked="" type="checkbox"/> No
6. Court Reporter(s) (list all): Peppy Strahan Coordinator:	7. Criminal/Prisoner Cases _____ recalcitrant witness Defendant's Address: _____ on death row _____ in custody _____ on bond _____ on probation

Part II

TRANSMITTAL OF RECORD/CERTIFICATE OF AVAILABILITY OF RECORD

ORIGINAL RECORD SUPPLEMENT TO RECORD

<p>USE FOR RECORDS IN ELECTRONIC FORM:</p> <p><input type="checkbox"/> PRO SE: Automatically transmit assembled electronic record to 4CCA in pro se cases. Does electronic record include all filings? <input type="checkbox"/> YES <input type="checkbox"/> NO If NO, list contents and transmittal method for supplement here (supplement must be transmitted): _____ _____ _____</p> <p><input type="checkbox"/> COUNSELED: Available for transmittal In-court hearing(s) held? _____ YES _____ NO All transcript on file? _____ YES _____ NO 4CCA will request transmittal of record when needed in counseled cases.</p>	<p>USE FOR RECORDS IN PAPER FORM:</p> <p><input type="checkbox"/> PRO SE: Automatically transmit paper record to 4CCA in pro se cases. List contents by volume number & number of boxes (pleadings, transcript, exhibits, state court records, sealed): _____ _____ _____ _____</p> <p><input type="checkbox"/> COUNSELED: Available for transmittal In-court hearing(s) held? _____ YES _____ NO All transcript on file? _____ YES _____ NO 4CCA will request transmittal of record when needed in counseled cases.</p>
--	---

Deputy Clerk: Laurie C. Breeden Phone: 804-916-2207 Date: July 9, 2009