

4cca-30

REV. 10/30/07

TRANSMITTAL SHEET  
(Notice of Appellate Action)

<input checked="" type="checkbox"/> Notice of Filing <input 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 <b>Eastern</b> DISTRICT OF <u>Virginia</u> at <u>Richmond</u> Caption: <b>Commonwealth of Virginia, Ex Rel.          Kenneth T. Cuccinelli, II          v.          Kathleen Sebelius, et al</b>	District Court No.: <u>3:10-cv-00188-HEH</u> 4CCA No.: _____ Consolidated with No.: _____ Case Manager: _____
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**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: <b>01/18/2011</b>	4. Fees _____ USA no fee required \$5 filing fee: <input checked="" type="checkbox"/> paid    _____ unpaid \$450 docket fee: <input checked="" type="checkbox"/> paid    _____ 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: <b>Judge Henry E. Hudson</b>	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): <b>Krista Liscio</b> 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

## USE FOR RECORDS IN ELECTRONIC FORM:

**PRO SE:** Automatically transmit assembled electronic record to 4CCA in pro se cases. Does electronic record include all filings?  
 YES    NO  
 If NO, list contents and transmittal method for supplement here (supplement must be transmitted): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**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.

## USE FOR RECORDS IN PAPER FORM:

**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): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**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.

Deputy Clerk: Laurie C. Breeden Phone: 804-916-2207Date: January 19, 2011