

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WISCONSIN

ANNIE LAURIE GAYLOR; DAN BARKER; IAN GAYLOR, PERSONAL REPRESENTATIVE OF THE ESTATE OF ANNE NICOL GAYLOR; and FREEDOM FROM RELIGION FOUNDATION, INC.,

Plaintiffs,

v.

Case No. 3:16-cv-00215

STEVEN MNUCHIN, Secretary of the United States Department of Treasury; DAVID J. KAUTTER, Acting Commissioner of the Internal Revenue Service;<sup>1</sup> and the UNITED STATES OF AMERICA,

Defendants,

and

EDWARD PEECHER; CHICAGO EMBASSY CHURCH; PATRICK MALONE; HOLY CROSS ANGLICAN CHURCH; and THE DIOCESE OF CHICAGO AND MID-AMERICA OF THE RUSSIAN ORTHODOX CHURCH OUTSIDE OF RUSSIA,

Intervenor-Defendants.

DEFENDANTS' NOTICE OF APPEAL

Notice is hereby given that defendants Steven Mnuchin, Secretary of the United States Department of Treasury, David J. Kautter, Acting Commissioner of the Internal Revenue Service, and the United States of America hereby appeal to the United States Court of Appeals for the Seventh Circuit from the final judgment entered in this action on December 15, 2017.

<sup>1</sup> Pursuant to Fed. R. Civ. P. 25(d), the current Acting Commissioner of the Internal Revenue Service is substituted for the former Commissioner, John Koskinen.

Dated: February 8, 2018

Respectfully submitted,

RICHARD E. ZUCKERMAN  
Principal Deputy Assistant Attorney General

*/s/ Erin Healy Gallagher*

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*/s/ Richard G. Rose*

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**CERTIFICATE OF SERVICE**

I certify that, on February 8, 2018, service of the foregoing DEFENDANTS' NOTICE OF APPEAL was made upon all parties by filing it with the Clerk of Court using the CM/ECF system.

*/s/ Erin Healy Gallagher*  
ERIN HEALY GALLAGHER