

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
AT MARTINSBURG

West Virginia Citizens Defense League, Inc.,

Plaintiff,

v.

Civil Action No. 3:11-cv-5-JPB

(Bailey, C.J.)

City of Martinsburg, a West Virginia  
municipal corporation;

George Karos, personally and in his official  
capacity as the Mayor of the City of  
Martinsburg;

Mark S. Baldwin, personally and in his official  
capacity as the City Manager of the City of  
Martinsburg; and

Kevin Miller, personally and in his official  
capacity as the Chief of Police of the City  
of Martinsburg,

Defendants

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**Notice of Appeal**

On this date, West Virginia Citizens Defense League, Inc., Plaintiff in the above-named case, hereby appeals to the United States Court of Appeals for the Fourth Circuit from the:

1. Order of Abstention, [Doc. 27], entered in this action on September 6, 2011, as amended on September 13, 2011, [Doc. 30]; and
2. Order Denying Plaintiff's Motion to Reconsider Order of Abstention (Doc. 33), Plaintiff's Motion to Strike Certain Insufficient Defenses or, in the Alternative, Test Certain Defenses in the Defendants' Answer (Doc. 35), Plaintiff's Motion for Preliminary Injunction (Doc. 37), Plaintiff's Motion to Certify Questions of

Law (Doc. 39), and Plaintiff's Motion for Partial Summary Judgment (Doc. 41), [Doc. 45], entered in this action on October 24, 2011.

Dated this 1<sup>st</sup> day of November, 2011,

s/ James M. Mullins, Jr.

James M. Mullins, Jr. (WV State Bar # 11129)

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**Certificate of Service**

I hereby certify that on November 1, 2011, I electronically filed the foregoing document with the Clerk of the Court, which will send electronic notification of such filing to the following

CM/ECF participant:

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