

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

CARLOS E. MOORE

PLAINTIFF

v.

CAUSE NO. 3:16-CV-151-CWR-FKB

GOVERNOR PHIL BRYANT, *in his Official
Capacity*

DEFENDANT

NOTICE OF APPEAL TO UNITED STATES COURT OF APPEALS

FIFTH CIRCUIT

COMES NOW, Carlos E. Moore, Plaintiff, in the above styled and numbered cause, by and through his attorney, and files this, his Notice of Appeal as against Governor Phil Bryant, in his official capacity, pursuant to Rule 3(c) of the FRAP (2015), more particularly as follows:

I.

The party taking the appeal is the Plaintiff.

II.

The appeal is taken against Defendant, Governor Phil Bryant, in his official capacity.

III.

This Appeal is taken from the Memorandum Opinion and Order dismissing Plaintiff's Third Amended Complaint for lack of standing and denying Plaintiff's Motion to Amend Third Amended Complaint, which was signed by the District Judge on September 8, 2016, and the Final Judgment entered on September 8, 2016.

Pursuant to Rule 3 of F.R.A.P., the Plaintiff does herewith deposit with the Clerk of the District Trial Court the sum of Five Hundred Five Dollars (\$505.00) as the Docket fee to be

received by the Clerk of the District Trial Court on the behalf of the United States Court of Appeals, 5th Circuit; and, requests that the Clerk of the District Trial Court transmit to the Clerk of the United States Court of Appeals, 5th Circuit a copy of the Notice Of Appeal, the Docket fee, a certified copy of the District Trial Court Docket as of the date of the filing of this Notice Of Appeal, a certified copy of the Opinions/Decisions underlying the following Orders, if any are presently filed of record, a certified copy of the Judgments/Orders from which the Appeal is being taken, a certified copy of the hearing transcript, and do such other matters as is required of the Clerk in the premises.

RESPECTFULLY SUBMITTED,
Carlos E. Moore,
PLAINTIFF/APPELLANT

s/ Carlos E. Moore

By:

Carlos E. Moore, MSB # 100685

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CERTIFICATE OF SERVICE

I, Carlos E. Moore, hereby certify that on September 14, 2016, I electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to all counsel of record.

SO CERTIFIED, this the 14th day of September, 2016.

s/ Carlos E. Moore

CARLOS E. MOORE, MSB# 100685