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8 *Attorneys for Plaintiffs*

9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION
13

14 CHAD BRAZIL, an individual, on behalf of
himself and all others similarly situated,

15 Plaintiff,

16 v.

17 DOLE PACKAGED FOOD, LLC,

18 Defendant.
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Case No. CV 12-01831 (LHK)

**PLAINTIFF’S NOTICE OF APPEAL
WITH NINTH CIRCUIT RULE 3-2
REPRESENTATION STATEMENT**

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21 Notice is hereby given that Chad Brazil, individually and on behalf of all others similarly
22 situated, Plaintiff in the above named case, appeals to the United States Court of Appeals for the
23 Ninth Circuit from the Final Judgment entered on December 8, 2014 (Dkt. 170). In appealing
24 from the Final Judgment, Plaintiff appeals from any and all orders antecedent and ancillary
25 thereto, including any and all interlocutory judgments, decrees, decisions, rulings, verdicts, and
26 opinions that merged into and became part of the Final Judgment, that shaped the Final Judgment,
27 that are related to the Final Judgment, and upon which the Final Judgment is based. As such, this
28 appeal will include, but will not necessarily be limited to, the following orders:

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Order of March 25, 2013 Granting in Part and Denying in Part the Motion to Dismiss the First Amended Complaint (Dkt. 59);

Order of September 23, 2013 Granting in Part and Denying in Part the Motion to Dismiss the Second Amended Complaint (Dkt. 76);

Order of November 6, 2014 Granting in Part and Denying in Part Motion to Decertify (Dkt. 219);

Order of December 8, 2014 Granting Motion for Summary Judgment (Dkt. 240);

Order of December 8, 2014 Denying Motion for Leave to File Motion for Reconsideration (Dkt. 241).

Dated: December 17, 2014.

Respectfully submitted,

/s/ Charles F. Barrett
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RULE 3-2 REPRESENTATION STATEMENT

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13 Dated: December 17, 2014

14 Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I have this day filed and served through the Court's ECF system a true and correct copy of the foregoing on this December 17, 2014.

s/Charles Barrett
Charles Barrett