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Alexander Birner  
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9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 **SAN FRANCISCO DIVISION**

12 DAVID HANSEL, EDWARD TOOLEY, and )  
13 CHRISTOPHER VALDEZ, individually and on )  
behalf of all others similarly situated, )  
14 )  
Plaintiff )  
15 )  
TRACFONE WIRELESS, INC., d.b.a. )  
16 STRAIGHT TALK WIRELESS, and )  
WALMART STORES, INC., )  
17 )  
Defendants. )  
18 \_\_\_\_\_)

Case No. 13-cv-03440 EMC  
Assigned to: Hon. Edward M.  
Chen

**OBJECTOR'S NOTICE  
OF APPEAL**

**NOTICE OF APPEAL**

**Notice is hereby** given that Alexander D. Birner a member of the Plaintiffs class or one who otherwise has standing hereby appeals to the United States Court of Appeals for the Ninth Circuit from (1) Final Order denying Objector’s Motions to Continue or Stay Judgment dated 6/29/15 (Doc. 152); (2) Final Order Approving Settlement and granting Motion for award of attorney fees, costs, and representative awards; dated 7/02/15 (Doc. 153) and (3) Order denying Objector Birner’s Motions to Reconsider the Court prior orders dated 8/10/2015 (Doc. 170); (4) Any other orders pertaining or relating to the above matters.

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**Certificate of Service**

I hereby certify that a copy of the above and foregoing document has been served upon all counsel of record by electronic mail by the clerk of Court via the CM/ECF system on September 4, 2014.

/s/ Donald K. Birner  
Donald K. Birner