

Quentin M. Rhoades
State Bar No. 3969
SULLIVAN, TABARACCI & RHOADES, P.C.
1821 South Avenue West
Third Floor
Missoula, Montana 59801
Telephone: (406) 721-9700
Facsimile: (406) 721-5838
qmr@montanalawyer.com

Pro Querente

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

**MONTANA SHOOTING SPORTS
ASSOCIATION, SECOND
AMENDMENT FOUNDATION,
Inc., and GARY MARBUT,**

Plaintiffs,

v.

**ERIC H. HOLDER, JR.,
ATTORNEY GENERAL OF THE
UNITED STATES OF AMERICA,**

Defendant.

Cause No. **CV-09-147-M-DWM**

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Plaintiffs Montana Shooting Sports Association, Second Amendment Foundation, Inc., and Gary Marbut

("Plaintiffs"), in the above named case hereby appeal to the United States Court of Appeals for the Ninth Circuit, the final judgment entered in this action on October 19, 2010. (Dkt. No. 109, Exhibit A attached.)

Dated this 2nd day of December, 2010.

Respectfully Submitted,
SULLIVAN, TABARACCI & RHOADES, P.C.

By: /s/ Quentin M. Rhoades
Quentin M. Rhoades
Pro Querente

CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of December, 2010, I served a true and correct copy of the foregoing on the following persons by the following means:

- 1 CM/ECF
- Hand Delivery
- 2 Mail
- Overnight Delivery Service
- Fax
- E-Mail

- 1. Jessica B. Leinwand
 U.S. DEPARTMENT OF JUSTICE
 Civil Division
 P.O. Box 883
 Ben Franklin Station
 Washington, D.C. 20044
 Representing Defendant Eric H. Holder, Jr.

- 1. James Edward Brown
 John E. Bloomquist
 DONEY CROWLEY BLOOMQUIST & PAYNE UDA, P.C.
 Diamond Block ,Suite 200
 44 West Sixth Avenue
 P.O. Box 1185
 Helena, MT 59624
 Representing Weapons Collectors Society of MT (Amicus)
 Representing Western Tradition Partnership (Amicus)

- 1. Mark L. Shurtleff
 OFFICE OF THE ATTORNEY GENERAL
 P.O. Box 142320
 Salt Lake City, UT 84114-2320
 Representing State of Utah & Other States (Amicus)

CERTIFICATE OF SERVICE
(continued)

1. Patrick T. Fox
DOUBEK & PYFER
P.O. Box 236
Helena, MT 59624
Representing State of Utah & Other States (Amicus)

1. Jeffrey T. Renz
CRIMINAL DEFENSE CLINIC
School of Law
32 Campus Drive
University of Montana
Missoula, MT 59812
Representing Montana Legislators (Amicus)

1. Jennifer W. Bordy
ATTORNEY AT LAW
7720 A Shedhorn Drive
PMB 132
Bozeman, MT 59718
Representing Montana Legislators (Amicus)

1. Duncan Scott
SCOTT & KIENZEL
1001 South Main Street
Kalispell, MT 59901
Representing Paragon Foundation, Inc. (Amicus)

2. Arthur V. Wittich
WITTICH LAW OFFICE
602 Ferguson Avenue
Suite 5
Bozeman, MT 59718
*Representing Center for Constitutional Jurisprudence
& Lawmakers from 17 States (Amicus)*

CERTIFICATE OF SERVICE
(continued)

1. Anthony T. Caso
LAW OFFICE OF ANTHONY T. CASO
8001 Folsom Blvd
Suite 100
Sacramento, CA 95826
*Representing Center for Constitutional Jurisprudence
& Lawmakers from 17 States (Amicus)*

1. Nicholas C. Dranias
GOLDWATER INSTITUTE
500 East Coronado Road
Phoenix, AZ 85004
*Representing Goldwater Institute Scharf-Norton
Center for Constitutional Gov't., et al. (Amicus)*

1. Timothy C. Fox
GOUGH SHANAHAN JOHNSON & WATERMAN
P.O. Box 1715
Helena, MT 59624-1715
*Representing Goldwater Institute Scharf-Norton
Center for Constitutional Gov't., et al. (Amicus)*

1. Chris D. Tweeten
OFFICE OF THE MONTANA ATTORNEY GENERAL
P.O. Box 201401
Helena, MT 59620-1401
*Representing Montana Attorney Gen
Steve Bullock (Intervenor)*

///

CERTIFICATE OF SERVICE
(continued)

1. Gregory A. Jackson
JACKSON LAW FIRM, P.C.
320 - 11th Avenue
Helena, MT 59601
Representing Gun Owners Foundation, Gun Owners of America, Inc. & Virginia Citizens Defense League

2. Herbert W. Titus
William J. Olson
John S. Miles
Jeremiah L. Morgan
LAW FIRM OF WILLIAM J. OLSON
370 Maple Avenue West
Suite 4
Vienna, VA 22180-5615
Representing Gun Owners Foundation, Gun Owners of America, Inc. & Virginia Citizens Defense League

1. Cynthia L. Wolken
Montana Legal Services
616 Helena Avenue
Suite 100
Helena, MT 59601
Representing Brady Center to Prevent Gun Violence; & Int'l Brotherhood of Police Officers, et al.

1. Gil N. Peles
PROSKAUER ROSE, LLP
2049 Century Park East
Suite 3200
Los Angeles, CA 90067
Representing Brady Center to Prevent Gun Violence

///

CERTIFICATE OF SERVICE
(continued)

2. Paul M. Kienzle
Attorney At Law
P.O. Box 587
Albuquerque, NM 87103
Representing Paragon Foundation, Inc. (Amicus)

By: /s/ Quentin M. Rhoades
Quentin M. Rhoades