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7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

10 STEPHENIE ROSE, on behalf of herself and all )  
11 others similarly situated, )  
12 Plaintiffs, )

13 v. )

14 BANK OF AMERICA CORPORATION, )  
15 and FIA CARD SERVICES, N.A., )  
16 Defendants. )

Case No. 5:11-cv-02390-EJD (PSG)

**NOTICE OF APPEAL AND NINTH CIRCUIT  
RULE 3-2 REPRESENTATION STATEMENT**

Judge: Hon. Edward J. Davila

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18  
19 CAROL DUKE AND JACK POSTER, )  
20 on behalf of themselves and all others )  
21 similarly situated, )  
22 Plaintiffs, )

23 v. )

24 BANK OF AMERICA, N.A.; BANK OF )  
25 AMERICA CORPORATION; )  
26 AND FIA CARD SERVICES, N.A., )  
27 Defendants. )

Case No. 5:12-cv-04009-EJD (PSG)

1 Notice is hereby given that Objectors James Kirby and Susan House hereby appeal to the  
2 United States Court of Appeals for the Ninth Circuit from the Order Denying Objectors' Motion For  
3 Attorneys' Fees (Docket No. 126), entered in this action on May 18, 2015.

4  
5 Dated: June 16, 2015

By: /s/ Joseph Darrell Palmer  
Joseph Darrell Palmer

6  
7 Attorney for Objectors James Kirby and Susan House

8  
9 **REPRESENTATION STATEMENT**

10 **(Ninth Circuit Local Rule 3-2)**

11 The undersigned represents James Kirby and Susan House, Objectors and Appellants in this  
12 matter, and no other party. Attached is a service list that shows all of the parties to the action below,  
13 and identifies their counsel by name, firm, address, email and telephone number, where appropriate.  
14 (F.R.A.P. 12(b); Circuit Rule 3-2(b).)

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16  
17 **CERTIFICATE OF SERVICE**

18 I certify that on June 16, 2015, I electronically filed the foregoing with the Clerk of the Court of  
19 the United States District Court for the Northern District of California by using the USDC CM/ECF  
20 system. I certify that all registered CM/ECF users will be served via the USDC CM/ECF system.

21  
22 /s/ Joseph Darrell Palmer  
Joseph Darrell Palmer

**NINTH CIRCUIT RULE 3-2  
REPRESENTATION STATEMENT SERVICE LIST**

Rose v. Bank of America Corporation  
Case No. 5:11-cv-02390-EJD

**Plaintiffs/Appellees**

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Jack Poster

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**Defendants/Appellees**

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