

**General Docket
Court of Appeals, 2nd Circuit**

Court of Appeals Docket #: 17-3279		Docketed: 10/10/2017
Nature of Suit: 3890 STATUTES-Other Melito v. American Eagle Outfitters, Inc Appeal From: SDNY (NEW YORK CITY) Fee Status: Paid		
Case Type Information: 1) Civil 2) Private 3) -		
Originating Court Information: District: 0208-1 : 14-cv-2440 Trial Judge: Valerie E. Caproni, U.S. District Judge Date Filed: 04/08/2014 Date Order/Judgment: 09/20/2017		
		Date NOA Filed: 10/06/2017
Prior Cases: None		
Current Cases:		
	Lead	Member
Consolidated	17-3277	17-3279
		Start
		10/10/2017
		End
Panel Assignment: Not available		

Christina Melito, individually and on behalf of all others similarly situated

Plaintiff - Appellee

Joseph A. Fitapelli, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
Fitapelli & Schaffer, LLP
12th Floor
475 Park Avenue South
New York, NY 10016

Keith J. Keogh, Esq., -
Direct: 312-726-1092
[COR NTC Retained]
Keogh Law, LTD
Suite 3390
55 West Monroe Street
Chicago, IL 60603

Adrienne D. McEntee, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
Terrell Marshall Law Group PLLC
Suite 300
936 North 34th Street
Seattle, WA 98103

Beth Ellen Terrell, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
Terrell Marshall Law Group PLLC
Suite 300
936 North 34th Street
Seattle, WA 98103

Ryan Metzger
Plaintiff - Appellee

Joseph A. Fitapelli, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
(see above)

Keith J. Keogh, Esq., -

Direct: 312-726-1092
[COR NTC Retained]
(see above)

Adrienne D. McEntee, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Joseph J. Siprut, Esq., -
Direct: 312-236-0000
[COR NTC Retained]
Siprut PC
Suite 1600
17 North State Street
Chicago, IL 60602

Beth Ellen Terrell, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Joseph A. Fitapelli, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
(see above)

Keith J. Keogh, Esq., -
Direct: 312-726-1092
[COR NTC Retained]
(see above)

Adrienne D. McEntee, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Joseph J. Siprut, Esq., -
Direct: 312-236-0000
[COR NTC Retained]
(see above)

Beth Ellen Terrell, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Joseph A. Fitapelli, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
(see above)

Keith J. Keogh, Esq., -
Direct: 312-726-1092
[COR NTC Retained]
(see above)

Adrienne D. McEntee, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Brian Scott Schaffer, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
Fitapelli & Schaffer, LLP
12th Floor
475 Park Avenue South
New York, NY 10016

Alison Pierce
Plaintiff - Appellee

Gene Ellis
Plaintiff - Appellee

Joseph J. Siprut, Esq., -
Direct: 312-236-0000
[COR NTC Retained]
(see above)

Beth Ellen Terrell, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Walter Wood
Plaintiff - Appellee

Joseph A. Fitapelli, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
(see above)

Keith J. Keogh, Esq., -
Direct: 312-726-1092
[COR NTC Retained]
(see above)

Bradley K. King, Esq., -
Direct: 310-474-9111
[COR NTC Retained]
Adhoot & Wolfson, PC
10728 Lindbrook Drive
Los Angeles, CA 90024

Adrienne D. McEntee, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Brian Scott Schaffer, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
(see above)

Joseph J. Siprut, Esq., -
Direct: 312-236-0000
[COR NTC Retained]
(see above)

Beth Ellen Terrell, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Christopher Legg, on behalf of himself and all others similarly
situated
Plaintiff - Appellee

Joseph A. Fitapelli, Esq., -
Direct: 212-300-0375
[COR NTC Retained]
(see above)

Keith J. Keogh, Esq., -
Direct: 312-726-1092
[COR NTC Retained]
(see above)

Bradley K. King, Esq., -
Direct: 310-474-9111
[COR NTC Retained]
(see above)

Adrienne D. McEntee, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

Brian Scott Schaffer, Esq., -
Direct: 212-300-0375
[COR NTC Retained]

(see above)

Joseph J. Siprut, Esq., -
Direct: 312-236-0000
[COR NTC Retained]
(see above)

Beth Ellen Terrell, Esq., -
Direct: 206-816-6603
[COR NTC Retained]
(see above)

American Eagle Outfitters, Inc., a Delaware Corporation
Defendant - Appellee

Craig Joel Mariam, Esq., -
Direct: 213-576-5000
[COR LD NTC Retained]
Gordon & Rees, LLP
52nd Floor
633 West 5th Street
Los Angeles, CA 90071

AEO Management Co, a Delaware Corporation
Defendant - Appellee

Craig Joel Mariam, Esq., -
Direct: 213-576-5000
[COR LD NTC Retained]
(see above)

eBay Enterprise, Inc., FKA eBay Enterprise Marketing Solutions,
Inc.
Defendant

Experian Marketing Solutions, Inc.
Defendant

Kara Bowes
Objector - Appellant

Eric Alan Isaacson, Esq., -
Direct: 858-263-9581
[COR NTC Retained]
Law Office of Eric Alan Isaacson
6580 Avenida Mirola
La Jolla, CA 92037

C. Benjamin Nutley, Esq., -
Direct: 310-654-3365
[COR NTC Retained]
C. Benjamin Nutley, Esq.
5th Floor
1055 E. Colorado Blvd.
Pasadena, CA 91106

FOR THE OFFICIAL CAPTION AND A COMPLETE SET OF ATTORNEY LISTINGS SEE LEAD DOCKET 17-3277.


- 10/10/2017 [1](#) NOTICE OF CIVIL APPEAL, with district court docket, on behalf of Appellant Kara Bowes, FILED. [2147485] [17-3279] [Entered: 10/13/2017 04:27 PM]
49 pg, 266.63 KB
- 10/10/2017 [2](#) PAYMENT OF DOCKETING FEE, on behalf of Appellant Kara Bowes, district court receipt # 0208-14218334, FILED.[2147488] [17-3279] [Entered: 10/13/2017 04:29 PM]
- 10/10/2017 [3](#) DISTRICT COURT ORDER, dated 06/09/2017, RECEIVED.[2147490] [17-3279] [Entered: 10/13/2017 04:30 PM]
2 pg, 34.01 KB
- 10/10/2017 [4](#) DISTRICT COURT OPINION & ORDER, dated 09/08/2017, RECEIVED.[2147491] [17-3279] [Entered: 10/13/2017 04:32 PM]
39 pg, 139.37 KB
- 10/10/2017 [5](#) DISTRICT COURT ORDER GRANTING FINAL APPROVAL OF CLASS ACTION SETTLEMENT DISMISSING CLASS PLAINTIFFS' CLAIMS AND ENTERING FINAL JUDGMENT, dated 09/08/2017, RECEIVED.[2147496] [17-3279] [Entered: 10/13/2017 04:33 PM]
10 pg, 53.58 KB
- 10/10/2017 [6](#) DISTRICT COURT ORDER, dated 09/20/2017, RECEIVED.[2147499] [17-3279] [Entered: 10/13/2017 04:34 PM]
2 pg, 36.1 KB
- 10/10/2017 [8](#) ELECTRONIC INDEX, in lieu of record, FILED.[2149255] [17-3279] [Entered: 10/17/2017 01:13 PM]
46 pg, 212.08 KB
- 10/13/2017 [7](#) NOTE: See lead case, 17-3277, containing complete set of docket entries.[2147500] [17-3279] [Entered: 10/13/2017 04:34 PM]
- 10/17/2017 [9](#) NOTICE OF APPEARANCE AS SUBSTITUTE COUNSEL, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 10/17/2017 by CM/ECF. [2149270] [17-3277, 17-3279] [Entered: 10/17/2017 01:31 PM]
1 pg, 61.1 KB
- 10/19/2017 [10](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 10/19/2017 by CM/ECF. [2151613] [17-3277, 17-3279] [Entered: 10/19/2017 11:58 AM]
1 pg, 60.11 KB
- 10/20/2017 [11](#) ACKNOWLEDGMENT AND NOTICE OF APPEARANCE, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 09/20/2017 by CM/ECF, email.[2153499] [17-3279, 17-3277] [Entered: 10/20/2017 10:16 PM]
2 pg, 129.53 KB
- 10/20/2017 [12](#) FORM C, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 10/20/2017 by CM/ECF, email.[2153500] [17-3279, 17-3277] [Entered: 10/20/2017 11:11 PM]
- 10/20/2017 [13](#) FORM D, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 10/20/2017 by CM/ECF, email.[2153501] [17-3279, 17-3277] [Entered: 10/20/2017 11:13 PM]
1 pg, 108.67 KB
- 10/23/2017 [14](#) DEFECTIVE DOCUMENT, Form C [12], on behalf of Appellant Kara Bowes, FILED.[2153695] [17-3279] [Entered: 10/23/2017 10:06 AM]
2 pg, 11.86 KB
- 10/23/2017 [16](#) FORM C, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 10/23/2017 by CM/ECF, email.[2154549] [17-3279, 17-3277] [Entered: 10/23/2017 10:37 PM]
199 pg, 9.89 MB
- 10/24/2017 [17](#) CURED DEFECTIVE FORM C, [[14](#)], [[16](#)], on behalf of Appellant Kara Bowes, FILED.[2155403] [17-3279] [Entered: 10/24/2017 02:55 PM]
- 11/01/2017 [20](#) LR 31.2 SCHEDULING NOTIFICATION, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, informing Court of proposed due date 01/19/2018, RECEIVED. Service date 11/01/2017 by CM/ECF, email.[2162461] [17-3279, 17-3277] [Entered: 11/01/2017 07:35 PM]
1 pg, 44.49 KB
- 11/13/2017 [22](#) SO-ORDERED SCHEDULING NOTIFICATION, setting Appellant Experian Marketing Solutions, Inc. in 17-3277 Brief due date as 01/19/2018. Joint Appendix due date as 01/19/2018, FILED.[2170782] [17-3277, 17-3279] [Entered: 11/13/2017 03:51 PM]
1 pg, 39.28 KB
- 11/13/2017 [23](#) SO-ORDERED SCHEDULING NOTIFICATION, setting Appellant Kara Bowes in 17-3277 Brief due date as 01/19/2018. Joint Appendix due date as 01/19/2018, FILED.[2170794] [17-3277, 17-3279] [Entered: 11/13/2017 03:54 PM]
1 pg, 39.26 KB
- 11/15/2017 [24](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellee Christina Melito, Ryan Metzger, Alison Pierce, Gene Ellis, Walter Wood and Christopher Legg in 17-3279, 17-3277, FILED. Service date 11/15/2017 by CM/ECF. [2173222] [17-3279, 17-3277] [Entered: 11/15/2017 04:26 PM]
1 pg, 175.75 KB
- 11/15/2017 [25](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellee Christina Melito, Ryan Metzger, Alison Pierce, Gene Ellis, Walter Wood and Christopher Legg in 17-3279, 17-3277, FILED. Service date 11/15/2017 by CM/ECF. [2173231] [17-3279, 17-3277] [Entered: 11/15/2017 04:29 PM]
1 pg, 96.49 KB
- 11/15/2017 [26](#) ATTORNEYS, Adrienne D. McEntee, Beth Ellen Terrell for Walter Wood Alison Pierce Christopher Legg Christina Melito Gene Ellis Ryan Metzger [[25](#)], [[24](#)], ADDED.[2173266] [17-3277, 17-3279] [Entered: 11/15/2017 04:43 PM]
- 11/16/2017 [28](#) NEW CASE MANAGER, Jason Wang, ASSIGNED.[2173444] [17-3279] [Entered: 11/16/2017 09:18 AM]

- 1 pg, 9.15 KB
- 11/20/2017 [29](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3279, 17-3277, FILED. Service date 11/20/2017 by CM/ECF. [2176103] [17-3279, 17-3277] [Entered: 11/20/2017 02:47 PM]
1 pg, 124.5 KB
- 11/20/2017 30 ATTORNEY, Keith J. Keogh for Christina Melito Gene Ellis Ryan Metzger[[29](#)], ADDED.[2176389] [17-3277, 17-3279] [Entered: 11/20/2017 04:15 PM]
- 01/16/2018 [32](#) SO-ORDERED NON-DISPOSITIVE STIPULATION, to file a deferred appendix, FILED.[2214301] [17-3277, 17-3279] [Entered: 01/16/2018 03:36 PM]
1 pg, 71.02 KB
- 01/17/2018 [33](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, Experian Marketing Solutions, Inc. in 17-3279, FILED. Service date 01/17/2018 by CM/ECF. [2215151] [17-3277, 17-3279] [Entered: 01/17/2018 01:52 PM]
1 pg, 73.8 KB
- 01/17/2018 34 ATTORNEY, Daniel Taylor Deacon for Experian Marketing Solutions, Inc.[[33](#)], ADDED.[2215315] [17-3277, 17-3279] [Entered: 01/17/2018 03:06 PM]
- 01/17/2018 35 ACKNOWLEDGMENT AND NOTICE OF APPEARANCE, on behalf of Appellee AEO Management Co in 17-3277, Appellee American Eagle Outfitters, Inc. in 17-3279, FILED. Service date 01/17/2018 by CM/ECF. [2215427] [17-3277, 17-3279] [Entered: 01/17/2018 03:40 PM]
- 01/18/2018 [36](#) ACKNOWLEDGMENT AND NOTICE OF APPEARANCE, on behalf of Appellee AEO Management Co and American Eagle Outfitters, Inc. in 17-3277, 17-3279, FILED. Service date 01/18/2018 by CM/ECF. [2216060] [17-3277, 17-3279] [Entered: 01/18/2018 11:40 AM]
1 pg, 532.28 KB
- 01/18/2018 37 CURED DEFECTIVE ACKNOWLEDGMENT AND NOTICE OF APPEARANCE[[36](#)], on behalf of Appellee AEO Management Co and American Eagle Outfitters, Inc. in 17-3277, FILED.[2216182] [17-3277, 17-3279] [Entered: 01/18/2018 12:51 PM]
- 01/19/2018 [38](#) PAGE PROOF BRIEF, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 01/19/2018 by CM/ECF. [2217741] [17-3277, 17-3279] [Entered: 01/19/2018 04:40 PM]
63 pg, 399.3 KB
- 01/19/2018 39 PAGE PROOF BRIEF, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 01/19/2018 by CM/ECF. [2217872] [17-3279, 17-3277] [Entered: 01/19/2018 11:34 PM]
- 01/25/2018 [44](#) DEFECTIVE DOCUMENT, page proof brief[39], on behalf of Appellant Kara Bowes in 17-3277, FILED. [2221455] [17-3277, 17-3279] [Entered: 01/25/2018 12:07 PM]
2 pg, 17.74 KB
- 01/29/2018 [45](#) PAGE PROOF BRIEF, on behalf of Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 01/29/2018 by CM/ECF. [2223826] [17-3277, 17-3279] [Entered: 01/29/2018 02:27 PM]
77 pg, 355 KB
- 02/02/2018 [46](#) NOTICE OF APPEARANCE AS SUBSTITUTE COUNSEL, on behalf of Appellee AEO Management Co and American Eagle Outfitters, Inc. in 17-3277, 17-3279, FILED. Service date 02/02/2018 by CM/ECF. [2227641] [17-3277, 17-3279] [Entered: 02/02/2018 04:44 AM]
1 pg, 259.8 KB
- 02/02/2018 47 ATTORNEY, Craig Joel Mariam[[46](#)], in place of attorney Michael S. Hanan, SUBSTITUTED.[2228202] [17-3277, 17-3279] [Entered: 02/02/2018 02:10 PM]
- 02/02/2018 [48](#) LR 31.2 SCHEDULING NOTIFICATION, on behalf of Appellee AEO Management Co and American Eagle Outfitters, Inc. in 17-3277, 17-3279, informing Court of proposed due date 03/30/2018, RECEIVED. Service date 02/02/2018 by CM/ECF.[2228245] [17-3277, 17-3279] [Entered: 02/02/2018 02:38 PM]
1 pg, 123.24 KB
- 02/02/2018 [49](#) LR 31.2 SCHEDULING NOTIFICATION, on behalf of Appellee Christina Melito, Ryan Metzger, Alison Pierce, Gene Ellis, Walter Wood and Christopher Legg in 17-3277, 17-3279, informing Court of proposed due date 03/30/2018, RECEIVED. Service date 02/02/2018 by CM/ECF.[2228246] [17-3277, 17-3279] [Entered: 02/02/2018 02:38 PM]
1 pg, 131.34 KB
- 02/05/2018 [52](#) SO-ORDERED SCHEDULING NOTIFICATION, setting Appellee AEO Management Co and American Eagle Outfitters, Inc. in 17-3277 Brief due date as 03/30/2018, FILED.[2228705] [17-3277, 17-3279] [Entered: 02/05/2018 09:06 AM]
1 pg, 39.52 KB
- 02/05/2018 [53](#) SO-ORDERED SCHEDULING NOTIFICATION, setting Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277 Brief due date as 03/30/2018, FILED. [2228710] [17-3277, 17-3279] [Entered: 02/05/2018 09:09 AM]
1 pg, 39.57 KB
- 02/06/2018 55 CURED DEFECTIVE PAGE PROOF BRIEF[[45](#)], on behalf of Appellant Kara Bowes in 17-3277, FILED. [2230251] [17-3277, 17-3279] [Entered: 02/06/2018 02:01 PM]
- 02/15/2018 57 ATTORNEY, Daniel Taylor Deacon, for Appellant Experian Marketing Solutions, Inc., TERMINATED. [2237042] [17-3277, 17-3279] [Entered: 02/15/2018 01:37 PM]
- 02/27/2018 58 NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 02/27/2018 by CM/ECF. [2245473] [17-3279, 17-3277] [Entered: 02/27/2018 04:46 PM]
- 02/28/2018 DEFECTIVE DOCUMENT, notice of appearance[58], on behalf of Appellant Kara Bowes in 17-3277,

- [59](#) FILED.[2245588] [17-3277, 17-3279] [Entered: 02/28/2018 08:47 AM]
2 pg, 17.61 KB
- 03/02/2018 [61](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 03/02/2018 by CM/ECF. [2248454] [17-3279, 17-3277] [Entered: 03/02/2018 02:35 PM]
1 pg, 47 KB
- 03/02/2018 [62](#) ATTORNEY, C. Benjamin Nutley for Kara Bowes[61], ADDED.[2248583] [17-3277, 17-3279] [Entered: 03/02/2018 03:33 PM]
- 03/02/2018 [63](#) CURED DEFECTIVE NOTICE OF APPEARANCE[61], on behalf of Appellant Kara Bowes in 17-3277, FILED.[2248592] [17-3277, 17-3279] [Entered: 03/02/2018 03:36 PM]
- 03/30/2018 [66](#) PAGE PROOF BRIEF, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, 17-3279, FILED. Service date 03/30/2018 by CM/ECF. [2268736] [17-3277, 17-3279] [Entered: 03/30/2018 01:42 PM]
86 pg, 219.6 KB
- 03/30/2018 [67](#) LETTER, on behalf of Appellee AEO Management Co and American Eagle Outfitters, Inc., in re: advising the Court party will not file a brief, RECEIVED. Service date 03/30/2018 by CM/ECF.[2268776] [17-3279]-- [Edited 03/30/2018 by JW] [Entered: 03/30/2018 02:15 PM]
1 pg, 335.4 KB
- 04/03/2018 [70](#) MOTION, to extend time, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/03/2018 by CM/ECF. [2271048] [17-3277, 17-3279] [Entered: 04/03/2018 06:36 PM]
5 pg, 228.83 KB
- 04/04/2018 [73](#) MOTION, to extend time, on behalf of Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 04/04/2018 by CM/ECF. [2271293] [17-3279, 17-3277] [Entered: 04/04/2018 10:28 AM]
9 pg, 805.18 KB
- 04/04/2018 [74](#) ORAL ARGUMENT STATEMENT LR 34.1 (a), on behalf of filer Attorney Eric Alan Isaacson, Esq. for Appellant Kara Bowes in 17-3279, 17-3277, FILED. Service date 04/04/2018 by CM/ECF. [2271300] [17-3279, 17-3277] [Entered: 04/04/2018 10:32 AM]
1 pg, 109.58 KB
- 04/06/2018 [79](#) ORAL ARGUMENT STATEMENT LR 34.1 (a), on behalf of filer Attorney Meir Feder for Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/06/2018 by CM/ECF. [2274168] [17-3277, 17-3279] [Entered: 04/06/2018 06:21 PM]
1 pg, 82.41 KB
- 04/12/2018 [82](#) MOTION ORDER, granting motions to extend time to file reply briefs[73][70] filed by Appellant Kara Bowes and Experian Marketing Solutions, Inc. in 17-3277, by RKW, FILED. [2277708][82] [17-3277, 17-3279] [Entered: 04/12/2018 11:50 AM]
1 pg, 91.81 KB
- 04/13/2018 [84](#) ORAL ARGUMENT STATEMENT LR 34.1 (a), on behalf of filer Attorney Beth Ellen Terrell, Esq. for Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, Attorney Beth Ellen Terrell, Esq. for Appellee Christina Melito, Ryan Metzger, Alison Pierce, Gene Ellis, Walter Wood and Christopher Legg in 17-3279, FILED. Service date 04/13/2018 by CM/ECF. [2279087] [17-3277, 17-3279] [Entered: 04/13/2018 02:51 PM]
1 pg, 51.24 KB
- 04/20/2018 [86](#) DEFERRED APPENDIX, volume 1 of 3, (pp. 1-275) on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/20/2018 by CM/ECF.[2285055] [17-3277, 17-3279] [Entered: 04/20/2018 05:08 PM]
- 04/20/2018 [87](#) DEFERRED APPENDIX, volume 2 of 3, (pp. 276-543) on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/20/2018 by CM/ECF.[2285057] [17-3277, 17-3279] [Entered: 04/20/2018 05:09 PM]
- 04/20/2018 [88](#) DEFERRED APPENDIX, volume 3 of 3, (pp. 544-736) on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/20/2018 by CM/ECF.[2285059] [17-3277, 17-3279] [Entered: 04/20/2018 05:11 PM]
- 04/20/2018 [89](#) SPECIAL APPENDIX, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/20/2018 by CM/ECF.[2285065] [17-3277, 17-3279] [Entered: 04/20/2018 05:20 PM]
- 04/24/2018 [90](#) DEFECTIVE DOCUMENTS, deferred appendice volume 2 and 3[88], [87], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2287114] [17-3277, 17-3279] [Entered: 04/24/2018 02:46 PM]
2 pg, 17.61 KB
- 04/24/2018 [91](#) DEFERRED APPENDIX, volume 1 of 3, (pp. 1-275) on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/24/2018 by CM/ECF.[2287414] [17-3277, 17-3279] [Entered: 04/24/2018 05:28 PM]
280 pg, 4.96 MB
- 04/24/2018 [92](#) DEFERRED APPENDIX, volume 2 of 3, (pp. 276-543) on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/24/2018 by CM/ECF.[2287418] [17-3277, 17-3279] [Entered: 04/24/2018 05:31 PM]
273 pg, 4.53 MB
- 04/24/2018 [93](#) DEFERRED APPENDIX, volume 3 of 3, (pp. 544-736) on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/24/2018 by CM/ECF.[2287421] [17-3277, 17-3279] [Entered: 04/24/2018 05:32 PM]
198 pg, 2.41 MB
- 04/24/2018 [94](#) SPECIAL APPENDIX, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/24/2018 by CM/ECF.[2287423] [17-3277, 17-3279] [Entered: 04/24/2018 05:34 PM]
66 pg, 508.99 KB

- 04/25/2018 95 DEFECTIVE DOCUMENTS, deferred appendix and special appendix[89], [86], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2288352] [17-3277, 17-3279] [Entered: 04/25/2018 04:03 PM]
- 04/25/2018 96 CURED DEFECTIVE DEFERRED APPENDIX AND SPECIAL APPENDIX[94], [93], [92], [91], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2288355] [17-3277, 17-3279] [Entered: 04/25/2018 04:04 PM]
- 04/27/2018 [99](#) NOTICE OF APPEARANCE AS ADDITIONAL COUNSEL, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/27/2018 by CM/ECF. [2290493] [17-3277, 17-3279] [Entered: 04/27/2018 04:05 PM]
1 pg, 61.4 KB
- 04/27/2018 100 ATTORNEY, Ilana B. Gelfman for Experian Marketing Solutions, Inc., in case 17-3277 , [99](#), ADDED. [2290508] [17-3277, 17-3279] [Entered: 04/27/2018 04:14 PM]
- 04/27/2018 101 REPLY BRIEF, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 04/27/2018 by CM/ECF. [2290524] [17-3277, 17-3279] [Entered: 04/27/2018 04:20 PM]
- 04/27/2018 [102](#) REPLY BRIEF, on behalf of Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 04/27/2018 by CM/ECF. [2290717] [17-3277, 17-3279] [Entered: 04/27/2018 11:55 PM]
47 pg, 429.45 KB
- 05/02/2018 [103](#) DEFECTIVE DOCUMENT, reply brief[101], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2293506] [17-3277, 17-3279] [Entered: 05/02/2018 02:10 PM]
2 pg, 17.7 KB
- 05/04/2018 104 FINAL FORM BRIEF, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 05/04/2018 by CM/ECF. [2295080] [17-3277, 17-3279] [Entered: 05/04/2018 08:43 AM]
- 05/04/2018 [105](#) REPLY BRIEF, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 05/04/2018 by CM/ECF. [2295085] [17-3277, 17-3279] [Entered: 05/04/2018 08:46 AM]
36 pg, 139.44 KB
- 05/04/2018 [106](#) MOTION, to file oversized brief, on behalf of Appellee Walter Wood, Alison Pierce, Ryan Metzger, Christina Melito, Christopher Legg and Gene Ellis in 17-3277, 17-3279, FILED. Service date 05/04/2018 by CM/ECF. [2295628] [17-3277, 17-3279] [Entered: 05/04/2018 01:54 PM]
6 pg, 71.53 KB
- 05/04/2018 108 FINAL FORM BRIEF, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, 17-3279, FILED. Service date 05/04/2018 by CM/ECF. [2295635] [17-3277, 17-3279] [Entered: 05/04/2018 01:58 PM]
- 05/04/2018 109 FINAL FORM BRIEF, on behalf of Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 05/04/2018 by CM/ECF. [2296087] [17-3277, 17-3279] [Entered: 05/04/2018 07:40 PM]
- 05/04/2018 [110](#) FINAL FORM BRIEF, on behalf of Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 05/04/2018 by CM/ECF. [2296088] [17-3277, 17-3279] [Entered: 05/04/2018 08:02 PM]
77 pg, 489.01 KB
- 05/04/2018 [111](#) FINAL FORM REPLY BRIEF, on behalf of Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 05/04/2018 by CM/ECF. [2296089] [17-3277, 17-3279] [Entered: 05/04/2018 08:05 PM]
47 pg, 434.24 KB
- 05/07/2018 112 CURED DEFECTIVE REPLY BRIEF[[105](#)], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2296736] [17-3277, 17-3279] [Entered: 05/07/2018 01:49 PM]
- 05/07/2018 [115](#) DEFECTIVE DOCUMENT, final form brief[104], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2296744] [17-3277, 17-3279] [Entered: 05/07/2018 01:55 PM]
2 pg, 17.62 KB
- 05/09/2018 [117](#) FINAL FORM BRIEF, on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 05/09/2018 by CM/ECF. [2298852] [17-3277, 17-3279] [Entered: 05/09/2018 12:14 PM]
63 pg, 243.99 KB
- 05/09/2018 [118](#) ORAL ARGUMENT STATEMENT LR 34.1 (a), on behalf of filer Attorney Ms. Ilana B. Gelfman, Esq. for Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 05/09/2018 by CM/ECF. [2298991] [17-3277, 17-3279] [Entered: 05/09/2018 02:00 PM]
1 pg, 80.25 KB
- 05/09/2018 119 DEFECTIVE DOCUMENT, final form brief[109], on behalf of Appellant Kara Bowes in 17-3277, FILED. [2299006] [17-3277, 17-3279] [Entered: 05/09/2018 02:14 PM]
- 05/09/2018 120 CURED DEFECTIVE FINAL FORM BRIEF[[110](#)], on behalf of Appellant Kara Bowes in 17-3277, FILED. [2299009] [17-3277, 17-3279] [Entered: 05/09/2018 02:15 PM]
- 05/09/2018 122 CURED DEFECTIVE FINAL FORM BRIEF[[117](#)], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED.[2299024] [17-3277, 17-3279] [Entered: 05/09/2018 02:31 PM]
- 05/10/2018 [126](#) MOTION ORDER, granting motion to file oversized brief [[106](#)] filed by Appellee Christina Melito, Ryan Metzger, Alison Pierce, Gene Ellis, Walter Wood and Christopher Legg in 17-3277, by SLC, FILED. [2299535][126] [17-3277, 17-3279] [Entered: 05/10/2018 10:06 AM]
1 pg, 92.37 KB
- 05/10/2018 [127](#) DEFECTIVE DOCUMENT, final form brief[108], on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, FILED.[2299998] [17-3277, 17-3279] [Entered: 05/10/2018 02:17 PM]
2 pg, 17.6 KB

- 05/10/2018 [128](#) FINAL FORM BRIEF, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger and Walter Wood in 17-3277, 17-3279, FILED. Service date 05/10/2018 by CM/ECF. [2300216] [17-3277, 17-3279] [Entered: 05/10/2018 03:56 PM]
84 pg, 254.61 KB
- 05/10/2018 [129](#) ORAL ARGUMENT STATEMENT LR 34.1 (a), on behalf of filer Attorney Eric Alan Isaacson, Esq. for Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 05/10/2018 by CM/ECF. [2300486] [17-3277, 17-3279] [Entered: 05/10/2018 06:48 PM]
1 pg, 109.15 KB
- 05/14/2018 [131](#) CURED DEFECTIVE FINAL FORM BRIEF[[128](#)], on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, FILED.[2302000] [17-3277, 17-3279] [Entered: 05/14/2018 11:16 AM]
- 07/27/2018 [135](#) ORAL ARGUMENT STATEMENT LR 34.1 (a), on behalf of filer Attorney Beth Ellen Terrell, Esq. for Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, Attorney Beth Ellen Terrell, Esq. for Appellee Christina Melito, Ryan Metzger, Alison Pierce, Gene Ellis, Walter Wood and Christopher Legg in 17-3279, FILED. Service date 07/27/2018 by CM/ECF. [2354892] [17-3277, 17-3279] [Entered: 07/27/2018 07:17 PM]
1 pg, 131.96 KB
- 08/13/2018 [137](#) CASE CALENDARING, for the week of 11/05/2018, PROPOSED.[2366642] [17-3277, 17-3279] [Entered: 08/13/2018 03:51 PM]
- 09/04/2018 [138](#) CASE CALENDARING, for argument on 11/05/2018, SET.[2381327] [17-3277, 17-3279] [Entered: 09/04/2018 02:24 PM]
- 09/05/2018 [139](#) FRAP 28(j) LETTER, dated 09/05/2018, on behalf of Appellant Kara Bowes, RECEIVED. Service date 09/05/2018 by CM/ECF.[2382586] [17-3279] [Entered: 09/05/2018 02:59 PM]
21 pg, 325.59 KB
- 09/12/2018 [142](#) DEFECTIVE DOCUMENT, letter[[2387032-2](#)], on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood, FILED.[2387167] [17-3277, 17-3279] [Entered: 09/12/2018 08:45 AM]
2 pg, 17.5 KB
- 09/12/2018 [143](#) FRAP 28(j) LETTER, dated 09/12/2018, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood, RECEIVED. Service date 09/12/2018 by CM/ECF. [2387405] [17-3279] [Entered: 09/12/2018 10:39 AM]
2 pg, 186.37 KB
- 09/12/2018 [144](#) CURED DEFECTIVE FRAP 28(j) LETTER[[2387395-2](#)], on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood, FILED.[2387437] [17-3277, 17-3279] [Entered: 09/12/2018 10:57 AM]
- 09/14/2018 [147](#) FRAP 28(j) LETTER, dated 09/14/2018, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood, RECEIVED. Service date 09/14/2018 by CM/ECF. [2389633] [17-3279] [Entered: 09/14/2018 01:00 PM]
2 pg, 159.77 KB
- 09/18/2018 [150](#) FRAP 28(j) LETTER, dated 09/18/2018, on behalf of Appellant Kara Bowes, RECEIVED. Service date 09/18/2018 by CM/ECF.[2392085] [17-3279] [Entered: 09/18/2018 10:42 PM]
2 pg, 67.7 KB
- 09/24/2018 [155](#) ARGUMENT NOTICE, to attorneys/parties, TRANSMITTED.[2395700] [17-3277, 17-3279] [Entered: 09/24/2018 04:00 PM]
2 pg, 17.31 KB
- 09/24/2018 [156](#) REVISED ARGUMENT NOTICE, to attorneys/parties, TRANSMITTED.[2395788] [17-3277, 17-3279] [Entered: 09/24/2018 04:29 PM]
2 pg, 17.4 KB
- 10/23/2018 [158](#) FRAP 28(j) LETTER, dated 10/23/2018, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood, RECEIVED. Service date 10/23/2018 by CM/ECF. [2416868] [17-3279] [Entered: 10/23/2018 06:39 PM]
23 pg, 299.22 KB
- 10/24/2018 [161](#) FRAP 28(j) LETTER, dated 10/24/2018, on behalf of Appellant Kara Bowes, RECEIVED. Service date 10/24/2018 by CM/ECF.[2417877] [17-3279] [Entered: 10/24/2018 10:13 PM]
2 pg, 83.79 KB
- 11/05/2018 [164](#) CASE, before PWH, GEL, P. ENGELMAYER, HEARD.[2426748] [17-3277, 17-3279] [Entered: 11/06/2018 10:06 AM]
- 11/09/2018 [165](#) MOTION, to supplement record on appeal, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, 17-3279, FILED. Service date 11/09/2018 by CM/ECF. [2431312] [17-3277, 17-3279] [Entered: 11/09/2018 08:37 PM]
18 pg, 1.48 MB
- 11/16/2018 [168](#) OPPOSITION TO MOTION, [[165](#)], on behalf of Appellant Experian Marketing Solutions, Inc. in 17-3277, FILED. Service date 11/16/2018 by CM/ECF. [2436429] [17-3277, 17-3279] [Entered: 11/16/2018 07:16 PM]
6 pg, 133.97 KB
- 11/19/2018 [170](#) OPPOSITION TO MOTION, to supplement record on appeal [[165](#)], on behalf of Appellant Kara Bowes in 17-3277, 17-3279, FILED. Service date 11/19/2018 by CM/ECF. [2437505] [17-3277, 17-3279] [Entered: 11/19/2018 09:24 PM]
28 pg, 246.35 KB
- 11/21/2018 [173](#) REPLY TO OPPOSITION [[170](#)], [[168](#)], on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood in 17-3277, 17-3279, FILED. Service date 11/21/2018 by CM/ECF.[2440343][173] [17-3277, 17-3279] [Entered: 11/21/2018 04:20 PM]
11 pg, 64.71 KB

03/25/2019  [177](#)
2 pg, 168.76 KB FRAP 28(j) LETTER, dated 03/25/2019, on behalf of Appellee Gene Ellis, Christopher Legg, Christina Melito, Ryan Metzger, Alison Pierce and Walter Wood, RECEIVED. Service date 03/25/2019 by CM/ECF. [2525029] [17-3279] [Entered: 03/25/2019 01:55 PM]