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15 *Counsel for Plaintiffs*

16 **UNITED STATES DISTRICT COURT**  
17 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
18 **OAKLAND DIVISION**

19 CAROLYN JEWEL, TASH HEPTING, )  
20 YOUNG BOON HICKS, as executrix of the )  
21 estate of GREGORY HICKS, ERIK KNUTZEN )  
and JOICE WALTON, on behalf of themselves )  
22 and all others similarly situated, )

23 Plaintiffs, )

24 v. )

25 NATIONAL SECURITY AGENCY, *et al.*, )

26 Defendants. )  
27 )  
28 )

Case No.: 4:08-cv-4373-JSW

**PLAINTIFFS CAROLYN JEWEL, ERIK  
KNUTZEN AND JOICE WALTON'S  
NOTICE OF APPEAL AND  
REPRESENTATION STATEMENT**

Courtroom 5, 2nd Floor  
The Honorable Jeffrey S. White

1 Please take notice that plaintiffs Carolyn Jewel, Erik Knutzen and Joice Walton (“plaintiffs-  
2 appellants”) hereby appeal to the United States Court of Appeals for the Ninth Circuit from the  
3 district court’s judgment entered in this action pursuant to Federal Rule of Civil Procedure 54(b) on  
4 May 21, 2015 (ECF No. 328) and the district court’s earlier order on which the judgment is based  
5 (ECF No. 321), which granted partial summary judgment to the government entity and official-  
6 capacity defendants and denied plaintiffs-appellants’ motion for partial summary judgment, and all  
7 prior interlocutory rulings that are merged into the district court’s judgment.

8 Plaintiffs-appellants’ Representation Statement is attached to this Notice as required by  
9 Ninth Circuit Rule 3-2(b).

10 Dated: June 4, 2015

Respectfully submitted,

11 /s/ Andrew Crocker

12 ANDREW CROCKER  
13 CINDY COHN  
14 LEE TIEN  
15 KURT OPSAHL  
16 JAMES S. TYRE  
17 MARK RUMOLD  
18 DAVID GREENE  
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27 *Counsel for Plaintiffs*

**REPRESENTATION STATEMENT**

1  
2 Plaintiffs-appellants submit this Representation Statement pursuant to Rule 12(b) of the  
3 Federal Rules of Appellate Procedure and Ninth Circuit Rule 3-2(b). The counsel for plaintiffs  
4 designated below represent plaintiffs-appellants Carolyn Jewel, Erik Knutzen and Joice Walton.  
5 The counsel for plaintiffs designated below also represent plaintiffs who are not appellants for  
6 purposes of this appeal: Tash Hepting and Young Boon Hicks, as executrix of the estate of Gregory  
7 Hicks. The following list identifies all parties to the action, and it identifies their respective  
8 counsel by name, address, telephone number and email where appropriate.

<b>PARTIES</b>	<b>COUNSEL OF RECORD</b>
Plaintiffs-appellants Carolyn Jewel, Erik Knutzen and Joice Walton; additional plaintiffs in District Court Tash Hepting and Young Boon Hicks, as executrix of the estate of Gregory Hicks	DAVID GREENE (SBN 160107) davidg@eff.org CINDY COHN (SBN 145997) LEE TIEN (SBN 148216) KURT OPSAHL (SBN 191303) JAMES S. TYRE (SBN 083117) MARK RUMOLD (SBN 279060) ANDREW CROCKER (SBN 291596) ELECTRONIC FRONTIER FOUNDATION 815 Eddy Street San Francisco, CA 94109 Telephone: (415) 436-9333 Fax: (415) 436-9993  RICHARD R. WIEBE (SBN 121156) wiebe@pacbell.net LAW OFFICE OF RICHARD R. WIEBE One California Street, Suite 900 San Francisco, CA 94111 Telephone: (415) 433-3200 Fax: (415) 433-6382  RACHAEL E. MENY (SBN 178514) rmeny@kvn.com MICHAEL S. KWUN (SBN 198945) AUDREY WALTON-HADLOCK (SBN 250574) BENJAMIN W. BERKOWITZ (SBN 244441) JUSTINA K. SESSIONS (SBN 270914) PHILIP J. TASSIN (SBN 287787) KEKER & VAN NEST, LLP 633 Battery Street San Francisco, CA 94111 Telephone: (415) 391-5400



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