

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

**FILED**  
FEB 25 2002  
PER [Signature]  
HARRISBURG, PA DEPUTY CLERK

RICHARD VIETH, et al,  
Plaintiffs,  
v.  
THE COMMONWEALTH OF  
PENNSYLVANIA, et al.  
Defendants.

No. 1:CV-01-2439  
(Judge Rambo)

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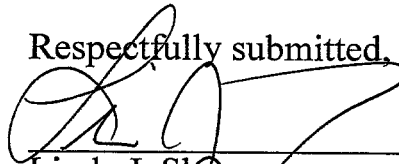
**NOTICE OF APPEAL**

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The Republican Caucus of the Pennsylvania House of Representatives, which was granted intervention in this matter, appeals to the United States Court of Appeals for the Third Circuit from the order denying the Motion to Quash Subpoena or For Protective Order entered on February 22, 2002.

February 25, 2002

Respectfully submitted,



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Linda J. Shorey  
Pa. ID No. 47477  
Julia M. Glencer  
Pa. ID No. 80530  
Jason E. Oyler  
Pa. ID No. 84473  
John P. Krill, Jr.  
Pa. ID No. 16287  
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240 North Third Street  
Harrisburg, PA 17101  
(717) 231-4500  
*Counsel for House Republican Caucus*

INFORMATION STATEMENT TO BE COMPLETED BY U.S. DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA  
HARRISBURG, PA

**CAPTION:**

**RICHARD VIETH, et al.**

**DISTRICT COURT NO.** 1:01-cv-2439

**CT. OF APPEALS NO.**

**V.**

**THE COMMONWEALTH OF PA, et al.**

**NOTICE OF APPEAL FILED** 2/25/02

**Court Reporter:** Vicki Fox, RPR

**FILING FEE:**

**NOTICE OF APPEAL**  **PAID**  **NOT PAID**  **SEAMAN**

**DOCKET FEE**  **PAID**  **NOT PAID**  **USA**

**CJA APPOINTMENT: (Attach Copy of Order)**

**PRIVATE ATTORNEY**

**DEFENDER ASSOCIATION OR FEDERAL PUBLIC DEFENDER**

**MOTION PENDING**

**LEAVE TO PROCEED IN FORMA PAUPERIS STATUS, IF APPLICABLE:**  
(Attach Copy of Order)

**MOTION GRANTED(IN FIRST INSTANCE)**

**MOTION DENIED (IN FIRST INSTANCE)**

**MOTION PENDING BEFORE DISTRICT JUDGE**

**CERTIFICATE OF PROBABLE CAUSE (STATE HABEAS CORPUS):**  
(Attach copy of Order)

**GRANTED**

**DENIED**

**PENDING**

**COPIES TO:**

Judge Richard L. Nygaard  
Judge William H. Yohn  
Judge Sylvia H. Rambo  
Daniel T. Brier, Esquire  
Donna A. Walsh, Esquire  
Robert B. Hoffman, Esquire  
Paul M. Smith, Esquire  
Thomas J. Perrelli, Esquire  
Bruce Spiva, Esquire  
Daniel P. Mach, Esquire

Brian P. Hauck, Esquire  
J. Bart DeLone, Esquire  
Linda J. Shorey, Esquire  
Helene Eichenwald Loux, Esquire  
Jason E. Oyler, Esquire  
John P. Krill, Jr., Esquire  
Julia M. Glencer, Esquire  
Vicki Fox, Court Reporter  
File Copy

**PREPARED BY:** Shawna L. Cihak  
Deputy Clerk

**Date:** February 26, 2002



UNITED STATES DISTRICT COURT  
for the  
MIDDLE DISTRICT OF PENNSYLVANIA  
William J. Nealon Federal Bldg & U.S. Courthouse  
235 North Washington Avenue  
P.O. Box 1148  
Scranton, PA 18501-1148

MARY E. D'ANDREA  
Clerk of Court

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Office of the Clerk  
United States Court of Appeals  
for the Third Circuit  
21400 United States Courthouse  
601 Market Street  
Philadelphia, PA 19106-1790

**RE: RICHARD VIETH, et al. v. COMMONWEALTH OF PA, et al.**  
**USDC NO:1:01-cv-2439**  
**USCA NO:**  
**E-mail Account: All correspondence should be sent to the e-mail account:**  
**PAMDAPPEAL1**

Dear Ms. Waldron:

A *Notice of Appeal* was filed in the above-referenced case.

- Civil Prisoner Case: Case file and docket sheet available through RACER.
- Non-Prisoner *Pro Se* Civil Case: Notice of Appeal and Docket Sheet available through RACER.
- Non-Prisoner Civil Case or Criminal Case: Notice of Appeal and Docket Sheet available through RACER.
- Civil Prisoner Case: \_\_\_ Supplemental Record filed. Documents and docket sheet available through RACER.
- Non-Prisoner Civil Case or Criminal Case: \_\_\_ Supplemental Record filed. Docket Sheet available through RACER.

The Clerk's Office hereby certifies the record and the docket sheet available through RACER to be the certified list in lieu of the record and/or the certified copy of the docket entries.

Very truly yours,

s/ Shawna L. Cihak  
Deputy Clerk

Date: February 26, 2002