

STATE OF MICHIGAN
DEPARTMENT OF ATTORNEY GENERAL



MIKE COX
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February 4, 2005

Clerk of the Court
U.S. District Court for the
Eastern District of Michigan
Theodore Levin United States Courthouse
231 Lafayette Boulevard
Detroit, MI 48226

Dear Clerk:

Re: Michigan Bell Telephone Company, d/b/a SBC Michigan
v J. Peter Lark, et al
USDC-ED No. 04-60128

Enclosed for filing in the above-captioned matter is an original and Judge's copy of the Notice of Appeal by Defendants J. Peter Lark, Laura Chappelle and Robert B. Nelson. Also enclosed is a filing fee in the amount of \$255.00. An additional nine copies of the Notice of Appeal have been included for service on counsel of record.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "S. D. Hughey", written over a horizontal line.

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SDH/pw
Atts.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN

MICHIGAN BELL TELEPHONE COMPANY,
d/b/a SBC MICHIGAN,

Plaintiff,

Case No. 04-60128

v

HON. MARIANNE O. BATTANI

J. PETER LARK, LAURA CHAPPELLE,
and ROBERT B. NELSON, Commissioners of
the Michigan Public Service Commission
(In Their Official Capacities and not as Individuals),

Defendants.

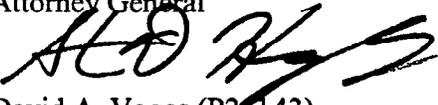
NOTICE OF APPEAL

Notice is hereby given, pursuant to Rule 4(a)(3) of the Fed. R. App. P., that J. Peter Lark, Laura Chappelle, and Robert B. Nelson, Commissioners of the Michigan Public Service Commission (in their official capacities and not as individuals), Defendants in the above-named case, hereby appeal to the United States Court of Appeals for the Sixth Circuit from this Court's Opinion and Order, dated January 6, 2005.

Respectfully submitted,

**J. PETER LARK, LAURA CHAPPELLE, and
ROBERT B. NELSON**

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Dated: February 4, 2005