

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF NORTH CAROLINA**

United States of America,

Plaintiff;

v.

Terry Johnson, in his official capacity as
Alamance County Sheriff,

Defendant.

No. 12-cv-1349

UNITED STATES' NOTICE OF
APPEAL

The United States hereby provides notice that it appeals to the United States Court of Appeals for the Fourth Circuit from the District Court's Judgment, ECF No. 160, denying the United States' claims in this litigation and entering judgment for Defendant Johnson. The Judgment incorporates the Court's Memorandum Opinion and Order, ECF No. 159. Copies of the Judgment and Memorandum Opinion are attached.

Respectfully submitted,

VANITA A. GUPTA
Principal Deputy Assistant Attorney General

JUDY C. PRESTON
Acting Chief
Special Litigation Section

TIMOTHY D. MYGATT
Special Counsel

s/ Michael J. Songer
MICHAEL J. SONGER
DC Bar Number: 975029

Jude Volek
Attorneys
United States Department of Justice
Civil Rights Division
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
Tel: (202) 514-6255
Fax: (202) 514-4883
michael.songer@usdoj.gov

Attorneys for the United States

Dated: October 2, 2015

CERTIFICATE OF SERVICE

I certify that the foregoing United States' Notice of Appeal was served through the electronic filing service on October 2, 2015, to the following individuals:

S.C. Kitchen
Karlene Turrentine
Turrentine Law Firm
920-B Paverstone Dr
Raleigh, NC 27615
ckitchen@turrentinelaw.com

Attorneys for Defendant Sheriff Johnson

s/ Michael J. Songer
MICHAEL J. SONGER
Attorney for the United States