

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

Alexandria Division

UNITED STATES OF AMERICA)
)
 v.) No. 1:10cr485 (LMB)
)
JEFFREY ALEXANDER STERLING)

NOTICE OF APPEAL

Notice is hereby given that the United States of America (the prosecution in the above-captioned case) appeals to the United States Court of Appeals for the Fourth Circuit, pursuant to Title 18, United States Code, Section 3731, from the following orders of the district court, Brinkema, J.: (1) the October 12, 2011 order denying in part the government’s motion for reconsideration and the July 29, 2011 opinion and order excluding trial testimony by a government witness; and (2) the October 14, 2011 order excluding trial testimony by two government witnesses.

Notice is further given that the United States hereby appeals to the United States Court of Appeals for the Fourth Circuit, pursuant to Title 18, United States Code, App. 3, Section 7 (the Classified Information Procedures Act), from the October 14, 2011 order of the district court, Brinkema, J., authorizing the disclosure of classified information .

Respectfully submitted,

Lanny A. Breuer
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CERTIFICATE OF SERVICE

I certify that on October 19, 2011, I electronically filed the foregoing Notice of Appeal with the Clerk of the Court using the CM/ECF system, which will send a notification of such filing (NEF) to Edward B. MacMahon, Jr., and Barry J. Pollack, counsel for the defendant.

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