

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
WESTERN DIVISION**

EQUAL EMPLOYMENT OPPORTUNITY	)	
COMMISSION,	)	
	)	
Plaintiff,	)	
	)	
SAMANTHA ROBICHAUD,	)	
	)	
Intervenor,	)	
	)	
v.	)	Civil Action No. CV-03-RRA-0502-W
	)	
RPH MANAGEMENT, INC., d/b/a	)	
McDONALD'S,	)	
an Alabama Corporation,	)	
	)	
Defendant.	)	
	)	

NOTICE OF APPEAL

Notice is hereby given that RPH Management Inc. ("RPH"), Defendant in the above named case, hereby appeals to the United States Court of Appeals for the Eleventh Circuit from the Order denying Defendant's Motion for Fees and Expenses entered in this action on the 2nd day of September, 2005.

Dated this 30th day of September, 2005.

s/ Heather F. Lindsay (ASB-0629-D64H)
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CERTIFICATE OF SERVICE

I hereby certify that on September 30 , 2005, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Charles E. Guerrier
Prisca M. DeLeonardo
Mason D. Barrett
Equal Employment Opportunity Commission
Ridge Park Place
1130 22nd Street, South, Suite 2000
Birmingham, Alabama 35205-2881

Notice will be delivered by other means to:

Eric Dreiband, General Counsel
Equal Employment Opportunity Commission
U.S. Equal Employment Opportunity Commission
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Washington, D.C. 20507

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Respectfully submitted,
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