

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

BRIAN TINGLEY,

Plaintiff(s),

v.

ROBERT W. FERGUSON, et al.,

Defendant(s).

NOTICE OF CIVIL APPEAL

Case No 3:21-cv-05359-RJB

District Court Judge Robert J. Bryan

Notice is hereby given that ROBERT W. FERGUSON, UMAIR A. SHAH, and
KRISTIN PETERSON (Name of Appellant)

appeals to the United States Court of Appeals for the Ninth Circuit from

Order Granting Defendants' Motion to Dismiss and Denying Plaintiff's Motion
for Preliminary Injunction (ECF No. 47)
(Name of Order/Judgment)

entered in this action on August 30, 2021

(Date of Order)

Dated: 10/8/2021

Cristina Sepe, WSBA #53609
Assistant Attorney General
WA State Office of the Attorney General
800 Fifth Avenue, Suite 2000, Seattle, WA 98104
(206) 342-6409
Attorney for Cross-Appellants

Name, Address and Phone Number of Counsel for
Appellant or Appellant/*Pro Se*

/s/ Cristina Sepe

Signature of Counsel for Appellant or
Appellant/*Pro Se*

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**
**Form 1. Notice of Appeal from a Judgment or Order of a
United States District Court**

Name of U.S. District Court:

U.S. District Court case number:

Date case was first filed in U.S. District Court:

Date of judgment or order you are appealing:

Fee paid for appeal? (*appeal fees are paid at the U.S. District Court*)

☒ Yes ☐ No ☐ IFP was granted by U.S. District Court

List all Appellants (*List each party filing the appeal. Do not use "et al." or other abbreviations.*)

ROBERT W. FERGUSON, in his official capacity; UMAIR A. SHAH, in his official capacity; and KRISTIN PETERSON, in her official capacity

Is this a cross-appeal? ☒ Yes ☐ No

If Yes, what is the first appeal case number?

Was there a previous appeal in this case? ☐ Yes ☒ No

If Yes, what is the prior appeal case number?

Your mailing address:

City: State: Zip Code:

Prisoner Inmate or A Number (if applicable):

Signature Date

Complete and file with the attached representation statement in the U.S. District Court

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

Form 6. Representation Statement

Instructions for this form: <http://www.ca9.uscourts.gov/forms/form06instructions.pdf>

Appellant(s) *(List each party filing the appeal, do not use “et al.” or other abbreviations.)*

Name(s) of party/parties:

ROBERT W. FERGUSON, in his official capacity; UMAIR A. SHAH, in his official capacity; and KRISTIN PETERSON, in her official capacity

Name(s) of counsel (if any):

Cristina Sepe, Kristin Beneski, Jeffrey C. Grant, Sierra McWilliams

Address: 800 Fifth Avenue, Suite 2000, Seattle, WA 98104-3188

Telephone number(s): 206-342-6409

Email(s): cristina.sepe@atg.wa.gov; kristin.beneski@atg.wa.gov; jeffrey.grant@atg.wa.gov

Is counsel registered for Electronic Filing in the 9th Circuit? ☒ Yes ☐ No

Appellee(s) *(List only the names of parties and counsel who will oppose you on appeal. List separately represented parties separately.)*

Name(s) of party/parties:

Brian Tingley

Name(s) of counsel (if any):

Kristen K. Waggoner; Roger G. Brooks; Cody S. Barnett; John J. Bursch; David A. Cortman

Address: 15100 N. 90th Street, Scottsdale, AZ 85260

Telephone number(s): 480-444-0204

Email(s): kwaggoner@adflegal.org; rbrooks@adflegal.org; cbarnett@adflegal.org

To list additional parties and/or counsel, use next page.

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov

Continued list of parties and counsel: *(attach additional pages as necessary)*

Appellants

Name(s) of party/parties:

Name(s) of counsel (if any):

Address:

Telephone number(s):

Email(s):

Is counsel registered for Electronic Filing in the 9th Circuit? ☐ Yes ☐ No

Appellees

Name(s) of party/parties:

Name(s) of counsel (if any):

Address:

Telephone number(s):

Email(s):

Name(s) of party/parties:

Name(s) of counsel (if any):

Address:

Telephone number(s):

Email(s):

Feedback or questions about this form? Email us at forms@ca9.uscourts.gov