

NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
FILED SUPERIOR COURT DIVISION
05 CVS 4005

2007 JUL -9 P 4: 05

KEVIN A. MONCE,

WAKE COUNTY, CSC

Plaintiff,

vs.

NOTICE OF APPEAL

NANCY G. DEAS and EDNA E. DEAS,

Defendants.

Pursuant to Rule 3, North Carolina Rules of Appellate Procedure, and G.S. 1-277(a) and G.S. 7A-27(d), plaintiff appeals to the Court of Appeals from the portion of the Order entered on June 8, 2007, which granted partial summary judgment to defendants Nancy G. Deas and Edna E. Deas that the statements at issue in this libel action deal with a matter of public concern. The Order from which plaintiff appeals was served on plaintiff on June 12, 2007.

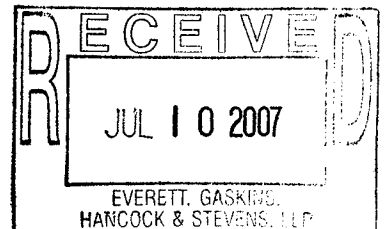
RESPECTFULLY SUBMITTED, this 9th day of July 2007.

THARRINGTON SMITH, L.L.P.

Michael Crowell

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Attorneys for the plaintiff



CERTIFICATE OF SERVICE

I certify that a copy of Plaintiff's **NOTICE OF APPEAL** was served by United States mail, addressed as follows:

Hugh Stevens
Everett, Gaskins, Hancock & Stevens
Post Office Box 911
Raleigh, North Carolina 27602

This 9th day of July 2007.

Michael Crowell
Michael Crowell