

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO**

Civil Action No. 14-cv-2822-RPM

SANDY PHILLIPS, individually and as surviving parent  
of Jessica Ghawi, decedent; LONNIE PHILLIPS,  
individually and as surviving parent of Jessica Ghawi,  
decedent,

Plaintiffs,

v.

LUCKYGUNNER, d/b/a/ BULKAMMO.COM,  
THE SPORTSMAN'S GUIDE,  
Brian Platt, d/b/a/ BTP ARMS,  
Gold Strike E Commerce LLC d/b/a/  
BULLETPROOFBODYARMORHQ.COM,  
and JOHN DOES 1 through 10, unknown individuals,

Defendants.

---

**NOTICE OF APPEAL**

---

Notice is hereby given that Sandy Phillips and Lonnie Phillips, Plaintiffs in the above named case, hereby appeal to the United States Court of Appeals for the Tenth Circuit from the “Memorandum and Order” (ECF No. 45) and the “Judgment” (ECF No. 46), both entered in this action on the 27th day of March, 2015.

Dated: April 27, 2015.

Respectfully submitted,

ARNOLD & PORTER LLP

By: s/ Thomas W. Stoever, Jr. \_\_\_\_\_

Thomas W. Stoever, Jr., Bar No. 25434  
Paul W. Rodney, Bar No. 41951  
370 Seventeenth Street, Suite 4400  
Denver, CO 80202-1370  
Telephone: (303) 863-1000  
Email: [Thomas.Stoever@aporter.com](mailto:Thomas.Stoever@aporter.com)  
Email: [Paul.Rodney@aporter.com](mailto:Paul.Rodney@aporter.com)

THE BRADY CENTER TO PREVENT GUN  
VIOLENCE

Jonathan Lowy  
Kelly Sampson  
840 First Street, NE, Suite 400  
Washington, DC 20002  
Email: [jlowy@bradymail.org](mailto:jlowy@bradymail.org)  
Email: [ksampson@bradymail.org](mailto:ksampson@bradymail.org)

*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on April 27, 2015 a copy of the foregoing **NOTICE OF APPEAL** was filed and served via CM-ECF on:

<p>Marc Colin Bruno, Colin &amp; Lowe, P.C. 1999 Broadway, Suite 3100 Denver, Colorado 80202 (303) 831-1099 (303) 831-1088 FAX <a href="mailto:MColin@brunolawyers.com">MColin@brunolawyers.com</a></p> <p>Andrew A. Lothson James B. Vogts Swanson, Martin &amp; Bell, LLP 330 North Wabash, Suite 3300 Chicago, IL 60611 (312) 321-9100 (312) 321-0990 FAX <a href="mailto:alothson@smbtrials.com">alothson@smbtrials.com</a> <a href="mailto:jvogts@smbtrials.com">jvogts@smbtrials.com</a></p> <p><i>Attorneys for Defendant LuckyGunner, LLC</i></p>	<p>Peter A. T. Carlson* Donald Chance Mark, Jr.* Patrick J. Rooney* Flagship Corporate Center 775 Prairie Center Drive, Suite 400 Eden Prairie, MN 55344 (952) 995-9500 <a href="mailto:peter.carlson@fmjlaw.com">peter.carlson@fmjlaw.com</a> <a href="mailto:donald.mark@fmjlaw.com">donald.mark@fmjlaw.com</a> <a href="mailto:patrick.rooney@fmjlaw.com">patrick.rooney@fmjlaw.com</a> *Admitted in Dist. of Colorado</p> <p><i>Attorneys for The Sportsman’s Guide, Inc.</i></p>
<p>Phillip R. Zuber, Esquire 5407 Water Street, Suite 101 Upper Marlboro, MD 20772 (301) 627-5500 (301) 627-4156 Fax <a href="mailto:pzuber@scblawyers.com">pzuber@scblawyers.com</a></p> <p><i>Attorney for Defendant Brian Platt, d/b/a BTP Arms</i></p>	<p>Bruce A. Montoya, Esq., Bar No. 14233 Messner Reeves LLP 1430 Wynkoop Street, Suite 300 Denver, Colorado 80202 303-623-1800 <a href="mailto:bmontoya@messner.com">bmontoya@messner.com</a></p> <p><i>Attorney for Defendant Brian Platt, d/b/a BTP Arms</i></p>

And by U.S. Mail upon:

Defendant Gold Strike E Commerce LLC  
d/b/a/ BULLETPROOFBODYARMORHQ.COM  
Christopher E. Russell, Agent for Service  
1546 West Vine Ave.  
Mesa, AZ 85202

s/ Rebecca A. Golz