

TRANSCRIPT ORDER FORM - DIRECTIONS ON THE REVERSE SIDE

PART I - To be completed by appellant within fourteen days of filing the notice of appeal

Short Title: Phillips v. Lucky Gunner et al. District: Colorado
District Court Number: 14-cv-2822-RPM Circuit Court Number: 15-1153
Name of Attorney: Thomas W. Stoever, Jr.
Name of Law Firm: Arnold & Porter LLP
Address of Firm: 370 Seventeenth Street, Suite 4400
Telephone of Firm: 303-863-1000 Attorneys for: Appellants
Name of Court Reporter: Kathy Terasaki Telephone of Reporter: n/a

PART II - COMPLETE SECTION A OR SECTION B

SECTION A - I HAVE NOT ORDERED A TRANSCRIPT BECAUSE

- A transcript is not necessary for this appeal, or
- The necessary transcript is already on file in District Court
- The necessary transcript was ordered previously in appeal number _____

SECTION B - I HEREBY ORDER THE FOLLOWING TRANSCRIPT:

(Specify the date and proceeding in the space below)

Voir dire: _____; Opening
Statements: _____;
Trial proceedings: _____; Instruction
Cnf: _____;
Jury Instructions: _____; Closing Arguments: _____;
Post Trial Motions: _____; Other Proceedings: 3/16/15 Hearing on Motion to Dismiss.
(Attach additional pages if necessary)

Appellant will pay the cost of the transcript.

My signature on this form is my agreement to pay for the transcript ordered on this form.

This case is proceeding under the Criminal Justice Act.

NOTE: Leave to proceed *in forma pauperis* does not entitle appellant to a free transcript. An order of the district court allowing payment for the transcript at government expense must be obtained. See 28 U.S.C. §753(f).

CERTIFICATE OF COMPLIANCE

I certify that I have read the instructions on the reverse of this form and that copies of this transcript order form have been served on the **court reporter (if transcript ordered), the Clerk of U.S. District Court, all counsel of record or pro se parties, and the Clerk of the U.S. Court of Appeals for the Tenth Circuit.** I further certify that satisfactory arrangements for payment for any transcript ordered have been made with the court reporter(s).

Signature of Attorney/Pro Se: s/ Thomas W. Stoever, Jr. Date: May 12, 2015

PART III - TO BE COMPLETED BY THE COURT REPORTER

Upon completion, please file one copy with the Clerk of the U.S. Court of Appeals and one copy with the Clerk of the U.S. District Court.

Date arrangements for payment completed: _____

Estimated completion date: _____

Estimated number of pages: _____

I certify that I have read the instructions on the reverse side and that adequate arrangements for payment have been made.

Signature of Court Reporter: _____ Date: _____

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on May 12, 2015 a copy of the foregoing **TRANSCRIPT ORDER FORM** was filed and served via CM-ECF on:

<p>The Clerk of the U.S. District Court Alfred A. Arraj United States Courthouse 901 19th St A105 Denver, CO 80294</p>	<p>The Clerk of the U.S. Court of Appeals for the Tenth Circuit Byron White United States Courthouse 1823 Stout Street Denver, Colorado 80257</p>
<p>Marc Colin Bruno, Colin & Lowe, P.C. 1999 Broadway, Suite 3100 Denver, Colorado 80202 (303) 831-1099 (303) 831-1088 FAX MColin@brunolawyers.com</p> <p>Andrew A. Lothson James B. Vogts Swanson, Martin & Bell, LLP 330 North Wabash, Suite 3300 Chicago, IL 60611 (312) 321-9100 (312) 321-0990 FAX alothson@smbtrials.com jvogts@smbtrials.com</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 peter.carlson@fmjlaw.com donald.mark@fmjlaw.com patrick.rooney@fmjlaw.com *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 pzuber@scblawyers.com</p> <p>Bruce A. Montoya, Esq., Bar No. 14233 Messner Reeves LLP 1430 Wynkoop Street, Suite 300 Denver, Colorado 80202 303-623-1800 bmontoya@messner.com</p> <p><i>Attorney for Defendant Brian Platt, d/b/a BTP Arms</i></p>	<p>M. Andrew Zee (CA # 272510) United States Department of Justice Civil Division, Federal Programs Branch 450 Golden Gate Avenue, Room 7-5395 San Francisco, CA 94102 Telephone: (415) 436-6646 Fax: (415) 436-6632 E-mail: m.andrew.zee@usdoj.gov</p> <p><i>Attorney for Intervenor United States of America</i></p>

/s/ Rebecca A. Golz