IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE, NASHVILLE DIVISION

GARY W. CHAPMAN,

Plaintiff,

CIVIL ACTION NO. 3:11-cy-00504

v.

BANK OF AMERICA, NEW YORK BANK OF MELON, and DOES 1-10,

NOTICE OF APPEAL

Defendants.

NOTICE OF APPEAL

Notice is hereby given that Plaintiffs in the above styled case, hereby Appeal to the United States Court of Appeals for the Sixth Circuit from the final judgment from an Order Granting Defendants Motion for Summary Judgment entered in this action on the 17th day of September, 2012.

Respectfully Submitted,

s/John F. HIggins
JOHN F. HIGGINS BPR# 26845
Attorney for Plaintiff
306 Gay Street, Suite 100
Nashville, Tennessee 37201
Office # (615) 496-1127
Fax # (615) 254-0263
s/Jeff Barnes
Jeff Barnes
Jeff Barnes, Esq. (admitted PHV)
W. J. Barnes, P.A.
9350 Wilshire Boulevard, Suite 308
Beverly Hills, California 90212
Office # (310) 275-5150

Case 3:11-cv-00504 Document 60 F (300) 6275-5157 1 of 3 PageID #: 694

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing was sent electronically this 16th day of October, 2012 to the following:

Lauren Paxton Roberts SunTrust Plaza 401 Commerce Street Suite 500 Nashville, TN 37219 (615)782-2371-Fax

> <u>s/John F. Higgins</u> JOHN F. HIGGINS