


United States Court of Appeals
District of Columbia Circuit

DOCKETING STATEMENT

All Cases Other than Administrative Agency Cases
(To be completed by appellant)

1. CASE NO. 09-5126 2. DATE DOCKETED April 14, 2009
3. CASE NAME
(lead parties only) Michael Newdow v. John G. Roberts, Jr., Chief Justice
4. TYPE OF CASE: ☐ District Ct - ☒ US Civil ☐ Private Civil ☐ Criminal ☐ Bankruptcy
☐ Bankruptcy - if direct from Bankruptcy Court
☐ Original proceeding
5. IS THIS CASE REQUIRED BY STATUTE TO BE EXPEDITED? YES _____ NO X
- If YES, cite statute: _____
6. CASE INFORMATION:
- | | | |
|---|---|---|
| a. District Court Docket No. Civil Action <u>08-2248</u> Criminal _____ Miscellaneous _____ | b. Review is sought of: <input checked="" type="checkbox"/> Final Order <input type="checkbox"/> Interlocutory Order appealable as of right <input type="checkbox"/> Interlocutory Order certified for appeal | c. Bankruptcy Court Docket No. Bankruptcy _____ Adversary _____ Ancillary _____ |
| d. Tax Court Docket No. Tax _____ | | |
- c. Name of judge who entered order being appealed:
Judge Reggie B. Walton Magistrate Judge _____
- d. Date of order(s) appealed (use date docketed): March 12, 2009
- e. Date notice of appeal filed: April 9, 2009
- f. Has any other notice of appeal been filed in this case? YES _____ NO X
- If YES, give date filed: _____
- g. Are any motions currently pending in trial court? YES X NO _____ If YES, identify motion and date filed: Amended Complaint (#66) and Submission under Seal (#70), both filed March 10, 2009
- h. Has a transcript of proceedings been ordered pursuant to FRAP 10(b)?
YES X NO _____ ~~XXXXXXX~~ District Court Document #49
- i. Has this case previously been before this Court under another appeal number? YES, Appeal # _____ NO X
- j. Are any cases involving the same underlying order or, to counsel's knowledge, involving *substantially the same issue*, currently pending before the District Court, this Court, another Circuit Court, or the Supreme Court?
YES _____ NO X If YES, give name of the court, case name, and docket number for each case:

- k. Does this case turn on the validity or correct interpretation or application of a particular statute?
YES _____ NO X If YES, give popular name and citation of statute: _____
7. Have the parties attempted to resolve the issues in this case through arbitration, mediation, or any other alternative for dispute resolution? YES _____ NO X If so, provide the name of the program and the dates of participation.

Signature  Date 8/14/09

Name of Party (Print) Michael Newdow et al

Name of Counsel (Print) Michael Newdow Firm _____

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Phone 916-427-6669 Fax No. _____

Note: If counsel for any other party believes that the information submitted is inaccurate or incomplete, counsel may so advise the Clerk within 7 calendar days by letter, with copies to all other parties, specifically referring to the challenged statement. An original and one copy of such letter should be submitted. Attach a certificate of service to this form.