

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

Civil Action No. 05-cv-00711-LTB-MJW

MARLYS RATHBUN, et al.

Plaintiffs,

v.

QWEST COMMUNICATIONS INTERNATIONAL, INC., et al.,

Defendants.

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**NOTICE OF APPEAL**

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Notice is hereby given that plaintiffs Marlys Rathbun and Leroy Rathbun, on behalf of themselves and all other similarly situated, hereby appeal to the United States Court of Appeals for the Tenth Circuit from the Order and Opinion filed on October 18, 2006, and the judgment entered in this action on October 19, 2006, and from all parts thereof.

Dated: November 17, 2006

Respectfully submitted,

/s/ Whitney R. Case

Whitney R. Case

R. Joseph Barton

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 17, 2006, I electronically filed the foregoing Notice of Appeal using the CM/ECF system which will send notification of such filing to the following e-mail addresses:

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/s/ Whitney R. Case  
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