

Form 6. Civil Appeals Docketing Statement

USCA DOCKET # (IF KNOWN)

**UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
CIVIL APPEALS DOCKETING STATEMENT**

PLEASE ATTACH ADDITIONAL PAGES IF NECESSARY.

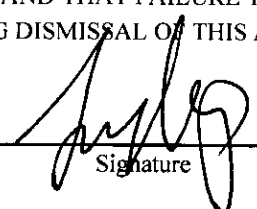
TITLE IN FULL: CAPTAIN PAMELA BARNETT, et al., Plaintiffs, v. BARACK HUSSEIN OBAMA, et al., Defendants.	DISTRICT: Central Dist. of CA JUDGE: Hon. David O. Carter	
	DISTRICT COURT NUMBER: SACV09-00082-DOC (Anx)	
	DATE NOTICE OF APPEAL FILED: 11-16-2009	IS THIS A CROSS-APPEAL? <input type="checkbox"/> YES
	IF THIS MATTER HAS BEEN BEFORE THIS COURT PREVIOUSLY, PLEASE PROVIDE THE DOCKET NUMBER AND CITATION (IF ANY):	
BRIEF DESCRIPTION OF ACTION AND RESULT BELOW: Civil Action in which Plaintiffs seek a determination on whether Defendant Barack Obama has met the constitutional eligibility requirements for the office of President of the United States. The court below granted Defendant's Motion to Dismiss.		
PRINCIPAL ISSUES PROPOSED TO BE RAISED ON APPEAL: Whether the Court may make a determination of whether the President has met the eligibility requirements for office, whether the "natural born citizen" clause of the United States Constitution may be enforced by the Courts, whether the "natural born citizen" clause of the US Constitution is a non political question, whether the Court may remove from office a President that was not elected in accordance with the US Constitution		
PLEASE IDENTIFY ANY OTHER LEGAL PROCEEDING THAT MAY HAVE A BEARING ON THIS CASE (INCLUDE PENDING DISTRICT COURT POST-JUDGMENT MOTIONS): On November 09, 2009, a Motion for Reconsideration of Judgment of Dismissal was filed by Plaintiffs other than Dr. Wiley Drake and Markham Robinson. Subsequently, on November 16, 2009, an Amended Motion for Reconsideration of Judgment of Dismissal was filed.		
DOES THIS APPEAL INVOLVE ANY OF THE FOLLOWING:		
<input type="checkbox"/> Possibility of settlement		
<input type="checkbox"/> Likelihood that intervening precedent will control outcome of appeal		
<input type="checkbox"/> Likelihood of a motion to expedite or to stay the appeal, or other procedural matters (specify)		
<input type="checkbox"/> Any other information relevant to the inclusion of this case in the Mediation Program		
<input type="checkbox"/> Possibility parties would stipulate to binding award by Appellate Commissioner in lieu of submission to judges.		

LOWER COURT INFORMATION			
JURISDICTION		DISTRICT COURT DISPOSITION	
FEDERAL	APPELLATE	TYPE OF JUDGMENT / ORDER APPEALED	RELIEF
<input checked="" type="checkbox"/> FEDERAL QUESTION <input type="checkbox"/> DIVERSITY <input type="checkbox"/> OTHER (SPECIFY)	<input checked="" type="checkbox"/> FINAL DECISION OF DISTRICT COURT <input type="checkbox"/> INTERLOCUTORY DECISION APPEALABLE AS OF RIGHT <input type="checkbox"/> INTERLOCUTORY ORDER CERTIFIED BY DISTRICT JUDGE (SPECIFY): <input type="checkbox"/> OTHER (SPECIFY):	<input type="checkbox"/> DEFAULT JUDGMENT <input checked="" type="checkbox"/> DISMISSAL / JURISDICTION <input type="checkbox"/> DISMISSAL / MERITS <input type="checkbox"/> SUMMARY JUDGMENT <input type="checkbox"/> JUDGMENT / COURT DECISION <input type="checkbox"/> JUDGMENT / JURY VERDICT <input type="checkbox"/> DECLARATORY JUDGMENT <input type="checkbox"/> JUDGMENT AS A MATTER OF LAW <input type="checkbox"/> OTHER (SPECIFY):	<input type="checkbox"/> DAMAGES: SOUGHT \$ _____ AWARDED \$ _____ <input type="checkbox"/> INJUNCTIONS: <input type="checkbox"/> PRELIMINARY <input type="checkbox"/> PERMANENT <input type="checkbox"/> GRANTED <input type="checkbox"/> DENIED <input type="checkbox"/> ATTORNEY FEES: SOUGHT \$ _____ AWARDED \$ _____ <input type="checkbox"/> PENDING <input type="checkbox"/> COSTS: \$ _____

CERTIFICATION OF COUNSEL

I CERTIFY THAT:

1. COPIES OF ORDER / JUDGMENT APPEALED FROM ARE ATTACHED.
2. A CURRENT SERVICE LIST OR REPRESENTATION STATEMENT WITH TELEPHONE AND FAX NUMBERS IS ATTACHED (SEE 9TH CIR. RULE 3-2
3. A COPY OF THIS CIVIL APPEALS DOCKETING STATEMENT WAS SERVED IN COMPLIANCE WITH FRAP 25.
4. I UNDERSTAND THAT FAILURE TO COMPLY WITH THESE FILING REQUIREMENTS MAY RESULT IN SANCTIONS, INCLUDING DISMISSAL OF THIS APPEAL.



Signature

11-10-2009

Date

COUNSEL WHO COMPLETED THIS FORM

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FAX: (760) 788-6414	+

*** THIS DOCUMENT SHOULD BE FILED IN THE DISTRICT COURT WITH THE NOTICE OF APPEAL***
*** IF FILED LATE, IT SHOULD BE FILED DIRECTLY WITH THE U.S. COURT OF APPEALS***