

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION**

FIRST TIME VIDEOS, LLC,	)	
	)	
	)	<b>NOTICE OF APPEAL</b>
Plaintiff,	)	
	)	Civil Action No.
	)	6:12-CV-01493-CEH-KRS
v.	)	
	)	October 8, 2013
PAUL OPPOLD,	)	
	)	
	)	
Defendants,	)	

**DEFENDANT PAUL OPPOLD'S NOTICE OF APPEAL**

COMES NOW Defendant, Paul Oppold and hereby gives notice that Paul Oppold, Defendant in the above named case, hereby appeals to the United States Court of Appeals for the Eleventh Circuit Court from an order denying attorney's fees entered in this action on the 16th day of September, 2013 (Doc. 40) which adopted in part the Report and Recommendation of the Magistrate Judge (Doc. 35). This appeal will be filed to determine whether an adjudication on the merits under Fed.R.Civ.P. 41(a)(1)(B) confers prevailing party status.

Respectfully submitted,  
Graham W. Syfert, Esq.,P.A.

By: s/ Graham W. Syfert  
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I HEREBY CERTIFY, that a true and correct copy of this notice was sent by U.S. Mail this Tuesday, October 08, 2013, to pro se corporate Plaintiffs:

First Time Videos, LLC  
c/o Sierra Corporate Services - Las Vegas  
2300 West Sahara Ave, Suite 120  
Las Vegas, NV 89102

First Time Videos, LLC  
c/o Robert Hooman Simyar  
7582 Las Vegas Boulevard South  
Suite 134  
Las Vegas, NV 89123-1060

and to former counsel for Plaintiff:

Jonathan Torres, Esq.  
1180 Spring Centre South Blvd Ste 355  
Altamonte Springs, FL 32714-1999

By: s/ Graham W. Syfert  
Graham W. Syfert (39104)