

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORTH WORTH DIVISION**

DATA MARKETING PARTNERSHIP, LP,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 4:19-cv-00800-O
)	
UNITED STATES DEPARTMENT OF)	
LABOR, et al.,)	
)	
Defendants.)	

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that the Defendants—the U.S. Department of Labor; Eugene Scalia, Secretary of the U.S. Department of Labor; and the United States—hereby appeal to the United States Court of Appeals for the Fifth Circuit from this Court’s September 28, 2020 Memorandum Opinion and Order and Judgment, docketed at ECF Nos. 37 and 38.

Dated: November 27, 2020

Of Counsel:

KATE S. O'SCANNLAIN
Solicitor of Labor

G. WILLIAM SCOTT
Associate Solicitor

WAYNE R. BERRY
JEFF HAHN
Counsels for Litigation

KATRINA LIU
Trial Attorney
United States Department of Labor
Office of the Solicitor

Respectfully submitted,

JEFFREY BOSSERT CLARK
Acting Assistant Attorney General

BRAD P. ROSENBERG
Assistant Director
Civil Division, Federal Programs Branch

/s/ Galen N. Thorp
GALEN N. THORP (VA Bar # 75517)
Senior Trial Counsel
United States Department of Justice
Civil Division, Federal Programs Branch
1100 L Street NW
Washington, D.C. 20530
Tel: (202) 514-4781 / Fax: (202) 616-8460
galen.thorp@usdoj.gov

Counsel for Defendants

CERTIFICATE OF SERVICE

On November 27, 2020, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all parties to the action electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).

/s/ Galen N. Thorp
GALEN N. THORP