

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

HAWKES CO., INC., PIERCE)
INVESTMENT COMPANY, and)
LPF PROPERTIES, LLC,)
)
Plaintiffs,)
)
v.)
)
UNITED STATES ARMY CORPS OF)
ENGINEERS,)
)
Defendant.)
)

No. 0:13-cv-00107-ADM-TNL

NOTICE OF APPEAL

Pursuant to Fed. R. App. P. 3(c)(1) and 4(a)(1)(B), notice is hereby given that Hawkes Co., Inc., Pierce Investment Co., and LPF Properties, LLC, Plaintiffs in the above-named case, appeal to the United States Court of Appeals for the Eighth Circuit from the final judgment granting Federal Defendant’s Motion to Dismiss for Lack of Jurisdiction entered on August 1, 2013.

DATED: September 17, 2013.

Respectfully submitted,

/s/ M. Reed Hopper
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ATTORNEY FOR ALL PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on the 17th day of September, 2013, a copy of the foregoing NOTICE OF APPEAL was filed electronically with the Clerk of the Court using the CM/ECF system. Notice of this filing will be sent to all counsel by operation of the Court's electronic filing system.

/s/ M. Reed Hopper
M. REED HOPPER