

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

OWNER OPERATOR INDEPENDENT	:	
DRIVERS ASSOCIATION, INC., <i>et al.</i> ,	:	
	:	
Plaintiffs,	:	Case No. 1:18-CV-00608-YK
	:	
vs.	:	Judge Yvette Kane
	:	
PENNSYLVANIA TURNPIKE	:	Electronically Filed Document
COMMISSION, <i>et al.</i> ,	:	
	:	NOTICE OF APPEAL
Defendants.	:	

Notice is hereby given that Plaintiffs in the above named case, Owner Operator Independent Drivers Association, Inc.; National Motorists Association; Marion L. Spray; B.L. Reeve Transport, Inc.; Flat Rock Transportation, LLC; Milligan Trucking, Inc.; Frank Scavo; and Lawrence G. Tarr, hereby appeal to the United States Court of Appeals for the Third Circuit from the April 4, 2019 Order granting Defendants’ Tom Wolf, Governor of the Commonwealth of Pennsylvania, and Leslie S. Richards, Chair of the Pennsylvania Turnpike Commission and Secretary of the Pennsylvania Department of Transportation (collectively, the “Commonwealth Defendants”) Motion to Dismiss, and granting Defendants’ Pennsylvania Turnpike Commission (the “PTC”), William K. Lieberman, Vice Chair of the PTC, Barry T. Drew, Secretary Treasurer of the PTC, Pasquale T. Deon, Sr., Commissioner of the PTC, John N. Wozniak, Commissioner of the

PTC, Mark P. Compton, Chief Executive Officer of the PTC, and Craig R. Shuey, Chief Operating Officer of the PTC (collectively, the “PTC Defendants”) Motion to Dismiss, and denying Plaintiffs’ Motion for Partial Summary Judgment (Doc. 107) and associated Memorandum dated April 4, 2019 (Doc. 106).

Respectfully submitted,

/s/ Kevin J. McKeon

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** Appearing Pro Hac Vice*

Dated: April 4, 2019

CERTIFICATE OF SERVICE

I hereby certify that, on April 4, 2019, I electronically filed the foregoing document with the Clerk of the Court for the United States Court District Court for the Middle District of Pennsylvania by using the ECF system. Pursuant to LR 5.7, participants in the case who are registered ECF users will be served by the ECF system.

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