

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

1 Laurie B. Ashton (Admitted *pro hac vice*)
2 Garry A. Gotto (Admitted *pro hac vice*)
3 Alison Chase (SBN: 226976)
4 KELLER ROHRBACK L.L.P.
5 3101 North Central Avenue, Suite 1400
6 Phoenix, AZ 85012
7 (602) 248-0088, Fax (602) 248-2822
8 lashton@kellerrohrback.com
9 ggotto@kellerrohrback.com
0 achase@kellerrohrback.com

1 Juli E. Farris (SBN: 141716)
2 KELLER ROHRBACK L.L.P.
3 1129 State Street, Suite 8
4 Santa Barbara, California 93101
5 (805) 456-1496; Fax (805) 456-1497
6 jfarris@kellerrohrback.com

1 Lynn Lincoln Sarko (Admitted *pro hac vice*)
2 KELLER ROHRBACK L.L.P.
3 1201 Third Avenue, Suite 3200
4 Seattle, WA 98101
5 (206) 623-1900, Fax (206) 623-3384
6 lsarko@kellerrohrback.com

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

THE REPUBLIC OF THE MARSHALL
ISLANDS, A NON-NUCLEAR-WEAPON STATE
PARTY TO THE TREATY ON THE NON-
PROLIFERATION OF NUCLEAR WEAPONS,

Plaintiff,

v.

THE UNITED STATES OF AMERICA; et. al.,

Defendants.

No. 14-CV-01885-JSW

PLAINTIFF'S NOTICE OF APPEAL

Notice is given that Plaintiff The Republic of the Marshall Islands, a Non-Nuclear-Weapon State Party to the Treaty on the Non-Proliferation of Nuclear Weapons, hereby appeals to the United States Court of Appeals for the Ninth Circuit from the February 3, 2015, Judgment in a Civil Case (ECF No.

1 55), and the February 3, 2015, Order (ECF No. 54), and from all decisions subsumed in that Judgment
2 and that Order. Pursuant to Ninth Circuit Rule 3-2(b), Plaintiff/Appellant’s Representation Statement is
3 attached to this Notice.
4

5 DATED April 2, 2015.

KELLER ROHRBACK L.L.P.

6 By: s/ Laurie B. Ashton
7 Laurie B. Ashton (Admitted *pro hac vice*)
8 Gary A. Gotto (Admitted *pro hac vice*)
9 Alison Chase (SBN: 226976)
10 lashton@kellerrohrback.com
11 ggotto@kellerrohrback.com
12 achase@kellerrohrback.com
13 3101 North Central Avenue, Suite 1400
14 Phoenix, AZ 85012
15 (602) 248-0088, Fax (602) 248-2822

16 Juli E. Farris (SBN: 141716)
17 jfarris@kellerrohrback.com
18 1129 State Street, Suite 8
19 Santa Barbara, California 93101
20 (805) 456-1496, Fax (805) 456-1497

21 Lynn L. Sarko (Admitted *pro hac vice*)
22 lsarko@kellerrohrback.com
23 1201 Third Avenue, Suite 3200
24 Seattle, WA 98101
25 (206) 623-1900, Fax (206) 623-3384

26 *Counsel for The Republic of the Marshall Islands*
27
28

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

CERTIFICATE OF SERVICE

I hereby certify that on April 2, 2015, I electronically filed the foregoing with the Clerk of the Court using CM/ECF system, which shall send notification of such filing to all CM/ECF participants.

s/ Laurie B. Ashton
Laurie B. Ashton

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
21
22
23
24
25
26
27
28

ATTACHMENT 1

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

1 Laurie B. Ashton (Admitted *pro hac vice*)
2 Garry A. Gotto (Admitted *pro hac vice*)
3 Alison Chase (SBN: 226976)
4 KELLER ROHRBACK L.L.P.
5 3101 North Central Avenue, Suite 1400
6 Phoenix, AZ 85012
7 (602) 248-0088, Fax (602) 248-2822
8 lashton@kellerrohrback.com
9 ggotto@kellerrohrback.com
0 achase@kellerrohrback.com

1 Juli E. Farris (SBN: 141716)
2 KELLER ROHRBACK L.L.P.
3 1129 State Street, Suite 8
4 Santa Barbara, California 93101
5 (805) 456-1496; Fax (805) 456-1497
6 jfarris@kellerrohrback.com

1 Lynn Lincoln Sarko (Admitted *pro hac vice*)
2 KELLER ROHRBACK L.L.P.
3 1201 Third Avenue, Suite 3200
4 Seattle, WA 98101
5 (206) 623-1900, Fax (206) 623-3384
6 lsarko@kellerrohrback.com

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

THE REPUBLIC OF THE MARSHALL
ISLANDS, A NON-NUCLEAR-WEAPON STATE
PARTY TO THE TREATY ON THE NON-
PROLIFERATION OF NUCLEAR WEAPONS,

Plaintiff,

v.

THE UNITED STATES OF AMERICA; et. al.,

Defendants.

No. 14-CV-01885-JSW

**APPELLANT’S REPRESENTATION
STATEMENT**

REPRESENTATION STATEMENT

Pursuant to Ninth Circuit Rule 3-2(b), plaintiff/appellant The Republic of the Marshall Islands, a
Non-Nuclear-Weapon State Party to the Treaty on the Non-Proliferation of Nuclear Weapons, provides

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
21
22
23
24
25
26
27
28

the following service list, containing all parties to this action and identifying their counsel by name, firm, address, telephone number, and e-mail address:

1. Appellant The Republic of the Marshall Islands, a Non-Nuclear-Weapon State Party to the Treaty on the Non-Proliferation of Nuclear Weapons

Laurie B. Ashton (*Admitted pro hac vice*)
Garry A. Gotto (*Admitted pro hac vice*)
Alison Chase (SBN: 226976)
KELLER ROHRBACK L.L.P.
3101 North Central Avenue, Suite 1400
Phoenix, AZ 85012
(602) 248-0088, Fax (602) 248-2822
lashton@kellerrohrback.com
ggotto@kellerrohrback.com
achase@kellerrohrback.com

Juli E. Farris (SBN: 141716)
KELLER ROHRBACK L.L.P.
1129 State Street, Suite 8
Santa Barbara, California 93101
(805) 456-1496; Fax (805) 456-1497
jfarris@kellerrohrback.com

Lynn Lincoln Sarko (*Admitted pro hac vice*)
KELLER ROHRBACK L.L.P.
1201 Third Avenue, Suite 3200
Seattle, WA 98101
(206) 623-1900, Fax (206) 623-3384
lsarko@kellerrohrback.com

2. Appellees The United States of America, President Barack Obama, The President of the United States of America; The Department of Defense; Secretary Ashton Carter, The Secretary of Defense; The Department of Energy; Secretary Ernest Moniz, The Secretary of Energy; and The National Nuclear Security Administration

Stuart F. Delery
Assistant Attorney General
Anthony J. Coppolino
Deputy Branch Director
Samuel M. Singer
(IL Bar No. 6300882)
Trial Attorney
Civil Division, Federal Programs Branch
U.S. DEPARTMENT OF JUSTICE

P.O. Box 883
Washington, D.C. 20044
(202) 616-8014, Fax (202) 616-8470
stuart.f.delery@usdoj.gov
tony.coppolino@usdoj.gov
samuel.m.singer@usdoj.gov

DATED April 2, 2015.

KELLER ROHRBACK L.L.P.

By: s/ Laurie B. Ashton
Laurie B. Ashton (Admitted *pro hac vice*)
Gary A. Gotto (Admitted *pro hac vice*)
Alison Chase (SBN: 226976)
lashton@kellerrohrback.com
ggotto@kellerrohrback.com
achase@kellerrohrback.com
3101 North Central Avenue, Suite 1400
Phoenix, AZ 85012
(602) 248-0088, Fax (602) 248-2822

Juli E. Farris (SBN: 141716)
jfarris@kellerrohrback.com
1129 State Street, Suite 8
Santa Barbara, California 93101
(805) 456-1496, Fax (805) 456-1497

Lynn L. Sarko (Admitted *pro hac vice*)
lsarko@kellerrohrback.com
1201 Third Avenue, Suite 3200
Seattle, WA 98101
(206) 623-1900, Fax (206) 623-3384

Counsel for The Republic of the Marshall Islands

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
21
22
23
24
25
26
27
28

CERTIFICATE OF SERVICE

I hereby certify that on April 2, 2015, I electronically filed the foregoing with the Clerk of the Court using CM/ECF system, which shall send notification of such filing to all CM/ECF participants.

s/ Laurie B. Ashton

Laurie B. Ashton

KELLER ROHRBACK L.L.P.
1129 STATE STREET, SUITE 8, SANTA BARBARA, CALIFORNIA 93101

1
2
3
4
5
6
7
8
9
0
1
2
3
4
5
6
7
8
9
0
21
22
23
24
25
26
27
28