

# ORIGINAL

UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT  
RAMAH NAVAJO SCHOOL BOARD v. THE UNITED STATES,  
09-5016

## ENTRY OF APPEARANCE

(INSTRUCTIONS: Counsel refer to Federal Circuit Rule 47.3. Pro se petitioners and appellants read paragraphs 1 and 18 of the Guide for Pro Se Petitioners and Appellants. File this form with the clerk and serve it on the principal attorney for each party.)

Please enter my appearance (select one):

       Pro Se   X   As counsel for:                   UNITED STATES                  

I am, or the party I represent is (select one):

       Petitioner   X   Respondent/        Amicus Curiae  
  Appellee

       Appellant        Appellee        Intervenor

As amicus curiae or intervenor, this party supports (select one):

       Petitioner or appellant        Respondent or appellee

All communications with me should be made as follows:

Name:

  JOHN S. GROAT  

Law Firm (counsel only):

  Department of Justice - Civil Division    
  Commercial Litigation  

Address:

  1100 L Street, N.W., Room 11050  

City, State, and ZIP:

  Washington, D.C. 20530  

Telephone:

  (202) 616-8260  

Facsimile:

  (202) 514-7965  

E-mail address:

  jack.groat@usdoj.gov  

Statement to be completed by counsel only (select one):

  X   I am the principal attorney for this party in this case and will accept all service for the party. I agree to inform all other counsel for the party in this case of the matters served upon me.

       I am replacing    as principal attorney.

       I am not the principal attorney for this party in this case.

Date admitted to Federal Circuit bar (counsel only):   

This is my first appearance before the U.S. Court of Appeals for the Federal Circuit (counsel only):        Yes   X   No

   A courtroom accessible to the handicapped is required if oral argument is scheduled.

12/22/08  
Date

  John S. Groat by C. Lohr Rul    
Signature of Pro Se or Counsel

cc: Daniel H. MacMeekin

FILED  
U.S. COURT OF APPEALS FOR  
THE FEDERAL CIRCUIT

DEC 22 2008

JAN HORBALY  
CLERK

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IN THE UNITED STATES COURT OF APPEALS  
FOR THE FEDERAL CIRCUIT

RAMAH NAVAJO SCHOOL BOARD  
INC., )

)  
)  
Appellant, )

)  
)  
v. )

No. 2009-5016

)  
)  
UNITED STATES, )

)  
)  
Appellee. )

DECLARATION OF C. COLEMAN BIRD

C. Coleman Bird makes the following declaration under penalty of perjury,  
pursuant to 28 U.S.C. § 1746:

1. I am a Senior Trial Counsel in the Commercial Litigation Branch of  
the Civil Division, United States Department of Justice.

2. Pursuant to Rule 47.3(d) of the Rules of this Court, I submit this  
declaration.

3. Counsel for the United States in this matter, John S. Groat, is out of  
the office until December 29, 2008. I have authority to sign the foregoing Entry of  
Appearance for Mr. Groat.

I declare under penalty of perjury under the laws of the United States of  
America that the foregoing is true and correct.

Executed on December 22, 2008.

A handwritten signature in black ink, appearing to read "C. Coleman Bird", written in a cursive style.

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C. Coleman Bird