

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF LA

1998 DEC 28 P 3 12

LORETTA G. WHYTE  
CLERK

UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF LOUISIANA

DR. CARL BERNOFSKY  
Plaintiff

versus

ADMINISTRATORS OF THE TULANE  
EDUCATIONAL FUND  
Defendant

\*  
\*  
\* CIVIL ACTION  
\*  
\* NO. 98:-1792  
\*  
\*  
\* SECTION "C"  
\*  
\* JUDGE BERRIGAN  
\*  
\*  
\*  
\* MAGISTRATE CHASEZ

\* \* \* \* \*

NOTICE OF APPEAL

Notice is hereby given that Plaintiff, Dr. Carl Bernofsky,  
in the above named case hereby appeals to the United States Court  
of Appeals for the Fifth Circuit from the Order denying  
Plaintiff's motion for recusal entered in this action on the  
November 24, 1998.

Respectfully submitted,

*R. Phipps*

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CERTIFICATE

I certify that a copy of the above and forgoing has this day, December 28, 1998, been forwarded to counsel of record by HAND DELIVERY, i.e.,:

Julie Livaudais,  
G. Phillip Shuler, III  
Chaffe McCall Phillips Toler & Sarpy  
2300 Energy Centre  
New Orleans, LA 70163

  
\_\_\_\_\_  
Roger D. Phipps