

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

X

JANE DOE I, JANE DOE II, and JANE DOE III

Plaintiffs,

04-Civ-10108(SHS)

- against -

NOTICE OF APPEAL

EMMANUEL CONSTANT, a.k.a TOTO CONSTANT

Defendant.

X

NOTICE is hereby given that Emmanuel Constant, the party named as the defendant in the above-entitled matter, and proceeding Pro Se, hereby appeals to the United States Court Of Appeals for the Second Circuit from an order of the SOUTHERN DISTRICT of NEW YORK, denying defendant's motion pursuant to Rule 60(b)(4) of the F.R.C.P., for relief from a default judgement against defendant that was void in Ab Initio.

This order was entered in this action on July 30th, 2008. Defendant also seeks review of the Default Judgement entered against him on August 16th, 2006, which brought about the last order of the District Court of July 30th, 2008.

Respectfully submitted

(s)

Emmanuel Constant
Defendant-Appellant
Pro Se
900-08-00894
R.N.D.C
11-11 Hazen street
East Elmhurst
N.Y. 11370

Dated: August 19th, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JANE DOE I et al,

Plaintiffs,

(In the space above enter the full name(s) of the plaintiff(s)/petitioner(s).)

04 Civ. 10108 (SHS) ()

against -

EMMANUEL CONSTANT

AFFIRMATION OF SERVICE

Defendant.

(In the space above enter the full name(s) of the defendant(s)/respondent(s).)

I, EMMANUEL CONSTANT
(name)

declare under penalty of perjury that I have

served a copy of the attached Notice of Appeal to the second Circuit.
(document you are serving)

upon Plaintiffs attorney Jennifer Green whose address is 666 Broadway
(name of person served)

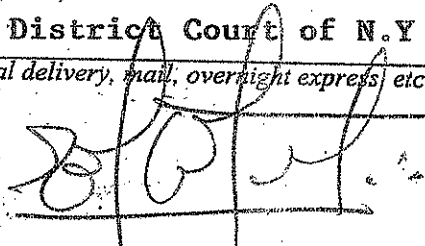
7th Floor, New York, N.Y. 10012

(where you served document)

by Mail/ ProSe Clerk of the Southern District Court of N.Y.
(how you served document: For example - personal delivery, mail, overnight express etc.)

Dated: Queens N.Y.
(town/city) (state)

-August 23rd, 2008
(month) (day) (year)



Signature Emmanuel Constant

11-11 Hazen Street
Address

East Elmhurst, N.Y. 11370
City, State

Zip Code

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