

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

DONELL L. PRINCE,

Plaintiff,

v.

SGT. THOMAS AIELLOS, badge #221,
individually and as police officer in Police
Department, City of Hackensack, et al.,

Defendants.

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: **NOTICE OF**
: **INTERLOCUTORY APPEAL**
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: Civil Action No.: 2:09-cv-5429 (JLL-JAD)
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PLEASE TAKE NOTICE that defendant SGT. THOMAS AIELLOS hereby appeals to the United States Court of Appeals for the Third Circuit from that portion of the Opinion and Order of the Honorable Jose L. Linares, U.S.D.J., dated December 20, 2013, and entered on December 23, 2013, which denied defendant’s motion for summary judgment on the basis of qualified immunity, and will request that the Court assert pendent jurisdiction over any claims that may be inextricably intertwined with the resolution of the qualified immunity issues. Copies of the Opinion and Order are annexed hereto.

Dated: Roseland, New Jersey
January 17, 2014

CALLAHAN & FUSCO, LLC

By: s/William A. Sicheri
WILLIAM A. SICHERI (WAS-2702)
Attorneys for Defendant
SGT. THOMAS AIELLOS
103 Eisenhower Parkway, Suite 400
Roseland, NJ 07068
(973) 618-9770