

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

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|--|---|----------------------------------|
| PSKS, Inc. d/b/a Kay's Kloset...Kay's Shoes; | § | |
| and Toni Cochran, L.L.C., d/b/a Toni's | § | |
| | § | |
| Plaintiffs, | § | |
| | § | |
| v. | § | Civil Action No. 2:03-CV-107-TJW |
| | § | |
| Leegin Creative Leather Products, Inc. | § | |
| | § | |
| Defendant. | § | |

NOTICE OF APPEAL

The Plaintiff, PSKS, Inc., d/b/a Kay's Kloset...Kay's Shoes hereby gives notice that it appeals the decision of the Court to the Fifth Circuit Court of Appeals. It appeals from the Order entered April 6, 2009 granting the Motion of the Defendant to Dismiss the action, the Order entered May 5, 2009 denying Plaintiff's Motion for Reconsideration, and from all other adverse decisions made by the Court.

Dated: May 5, 2009

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 5th day of May 2009, a true and correct copy of the above **Notice of Appeal** was filed with the clerk of the court by using the CM/ECF system which will send a notice of electronic filing to all counsel who have registered for receipt of documents filed in this matter.

/s/ Robert W. Coykendall

Robert W. Coykendall