

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

STACEY BAILEY,  
PLAINTIFF,

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VS.

CIVIL ACTION NO. 3:18-CV-01161-L

MANSFIELD INDEPENDENT SCHOOL  
DISTRICT, *et al.*,  
DEFENDANTS.

**DEFENDANT DR. JIM VASZAUSKAS’ NOTICE OF APPEAL**

Defendant Dr. Jim Vaszauskas hereby gives notice that he hereby appeals to the United States Court of Appeals for the Fifth Federal Circuit from the trial court’s “Memorandum Opinion and Order” entered November 21, 2019 (ECF No. 28) to the extent that the Order overruled his Rule 12(b)(6) Motion to Dismiss (ECF No. 14) and materials supporting his Motion to Dismiss (Reply Brief, ECF No. 23; Response to Plaintiff’s Motion for Leave to File Surreply, ECF No. 26), both because it was determined Plaintiff did state a claim against him in his individual capacity and because it was determined that he was not entitled to qualified immunity.

Dated this 4<sup>th</sup> day of December, 2019.

Respectfully submitted,

/s/ Thomas E. Myers

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ATTORNEYS FOR DEFENDANTS

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served upon all counsel of record this the 4<sup>th</sup> day of December 2019, by electronic notice via the ECF System for the Northern District of Texas.

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*Via Electronic Delivery:*  
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/s/ Thomas E. Myers  
Thomas E. Myers