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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF GEORGIA  
COLUMBUS DIVISION  
MIDDLE DIST. OF GEORGIA  
COLUMBUS, GEORGIA  
CONNIE RHODES,-----X

**4:09-CV-106 (CDL)**

**NOTICE OF MOTION  
TO FILE A BRIEF  
AMICUS CURIAE**

**Hon. Clay D. Land, USDJ**

*Plaintiff,*

-against-

THOMAS D. MACDONALD, Colonel,  
Garrison Commander, Fort  
Benning; *et al.*,

*Defendants.*-----X

Sirs and Mesdames:

**PLEASE TAKE NOTICE** that upon the Court's Order filed 10/13/2009, [DE# 28] and upon all the proceedings had herein, the undersigned, Victor M. Serby, a concerned citizen, will move this Court (on submission) at a term held at the Courthouse October 29, 2009 to accept the attached brief *amicus curiae* pertaining to footnote 11 of said 10/13/2009 Order, wherein "[T]he Court wishes to explore the possibility of directing the financial penalty to the National Infantry Foundation at Ft. Benning, Georgia, which has as part of its mission the recognition of our brave soldiers who do their duty regardless of the personal sacrifice required and their own personal political beliefs. The Assistant U.S. Attorney shall file within thirty days of today's Order a short brief outlining the position of the United States as to whether such a monetary sanction can be used for this intended purpose," together with such other further and different relief that the court deems just and proper.

Dated: October 17, 2009  
Woodmere, New York

Yours, etc.,



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<p><b>Orly Taitz</b> Law Offices Of Orly Taitz Esq. 26302 La Paz Ste 211 Mission Viego, CA 92691 949-683-5411 Email: <a href="mailto:dr_taitz@yahoo.com">dr_taitz@yahoo.com</a></p>	<p><b>Rebecca Elaine Ausprung</b> U.S. Army Litigation Division 901 N STUART ST STE 400 ARLINGTON , VA 22203 703-696-1614 Fax: 703-696-8126 Email: <a href="mailto:rebecca.ausprung@us.army.mil">rebecca.ausprung@us.army.mil</a></p>
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