

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 11-16-2011

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

YOEL WEISSHAUS

Plaintiff

vs.

THE PORT AUTHORITY OF NEW YORK
AND NEW JERSEY; THE STATE OF NEW
YORK; NEW YORK STATE ASSEMBLY;
NEW YORK STATE SENATE; THE STATE
OF NEW JERSEY; NEW JERSEY STATE
LEGISLATOR; NEW JERSEY STATE
ASSEMBLY; NEW JERSEY STATE SENATE;
AND JOHN AND JANE DOES, 1-20

Defendants

Case: 11-cv-6616 (LAP)

2011 NOV 16 PM 4:03
U.S. COURT OF APPEALS
2011 NOV 18 PM 4:28

NOTICE OF APPEAL

1. Notice is hereby given that Yoel Weisshaus, the plaintiff in this action hereby appeals to the United States Court of Appeals for the Second Circuit from the order and judgment dismissing this case on the grounds of sovereign immunity and failure to state a claim, as well as such other order the Court has entered in this action with regard to all defendants above except for these defendants The State of New York; New York State Assembly; New York State Senate; The State of New Jersey; New Jersey State Legislator; New Jersey State Assembly; and New Jersey State Senate.

Dated October 24, 2011

Ym

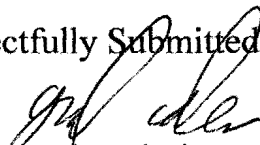
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2. Further notice is hereby given, plaintiff sought leave from the District Court to file a motion for reconsideration on overlooked merits by November 28, 2011; since the request was not acted on, plaintiff assumes the request denied as moot for the purposes of filing a timely appeal after the dismissal of complaint.

Dated: November 16, 2011

New Milford NJ,

Notice of Appeal Respectfully Submitted



Yoel Weisshaus
516 River Road 6
New Milford NJ, 07646

Weisshaus v. The Port Authority of New York and New Jersey et al
Assigned to: Judge Loretta A. Preska
Cause: 28:2201 Constitutionality of State Statute(s)

Date Filed: 09/19/2011
Date Terminated: 10/24/2011
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Yoel Weisshaus

represented by Yoel Weisshaus
516 River Road 6
New Milford, NJ 07646
PRO SE

V.

Defendant

The Port Authority of New York and New Jersey

Defendant

The State of New York

Defendant

New York State Assembly

Defendant

New York State Senate

Defendant

The State of New Jersey

Defendant

New Jersey State Legislator

Defendant

New Jersey State General Assembly

Defendant

New Jersey State Senate

Defendant

1-20 John Does

Defendant

1-20 Jane Does

U.S. COURT OF APPEALS
RUBY J. KRAVICK
2011 NOV 18 11:18 AM
CLERK OF COURT
Deputy Clerk
BY

Date Filed	#	Docket Text
09/19/2011	1	DECLARATION IN SUPPORT OF REQUEST TO PROCEED IN FORMA PAUPERIS. Document filed by Yoel Weisshaus.(laq) (Entered: 09/22/2011)
09/19/2011	2	COMPLAINT against Jane Does, John Does, New Jersey State General Assembly, New Jersey State Legislator, New Jersey State Senate, New York State Assembly, New York State Senate, The Port Authority of New York and New Jersey, The State of New Jersey, The State of New York. Document filed by Yoel Weisshaus.(laq) (Entered: 09/22/2011)
09/19/2011		Case Designated ECF. (laq) (Entered: 09/22/2011)
10/05/2011	3	Pro Se Acknowledgment Letter Mailed: Pro Se acknowledgment letter mailed to the plaintiff via USPS to the address noted on the Complaint on 10/5/2011. (msa) Modified on 10/5/2011 (msa). (Entered: 10/05/2011)
10/24/2011	4	ORDER OF DISMISSAL: The Clerk of Court is directed to assign this case to Chief Judge Loretta A. Preska. The Complaint, filed in forma pauperis under 28 U.S.C. § 1915(a), is dismissed for failure to state a claim on which relief may be granted and on immunity grounds. See 28 U.S.C. § 1915(e)(2)(B)(ii),(iii). The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from this Order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. (Signed by Judge Deborah A. Batts, Acting Chief U.S. District Judge on 10/24/2011) Copies Mailed By Pro Se Office. (mro) (Entered: 10/26/2011)
10/24/2011		NOTICE OF CASE ASSIGNMENT - SUA SPONTE to Judge Loretta A. Preska. Judge Unassigned is no longer assigned to the case. (mro) (Entered: 10/26/2011)
10/24/2011	5	CIVIL JUDGMENT: ORDERED, ADJUDGED AND DECREED: That the Complaint be and is dismissed. See 28 U.S.C. § 1915(e)(2)(B)(ii). The Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from this Order would not be taken in good faith, and therefore in forma pauperis status is denied for the purpose of an appeal. (Signed by Judge Deborah A. Batts, Acting Chief U.S. District Judge on 10/24/2011) Copies Mailed By Pro Se Office. (mro) (Entered: 10/26/2011)
11/16/2011	8	NOTICE OF APPEAL from 4 Order of Dismissal, 5 Judgment. Document filed by Yoel Weisshaus. Filing fee \$ 455.00, receipt number 465401022106. (tp) (Entered: 11/18/2011)
11/16/2011		Appeal Remark as to 8 Notice of Appeal filed by Yoel Weisshaus. FEE PAID. IFP REVOKED 10/24/11. (tp) (Entered: 11/18/2011)

11/18/2011	Transmission of Notice of Appeal and Certified Copy of Docket Sheet to US Court of Appeals re: § Notice of Appeal. (tp) (Entered: 11/18/2011)
11/18/2011	Transmission of Notice of Appeal to the District Judge re: § Notice of Appeal. (tp) (Entered: 11/18/2011)