

United States Court of Appeals
For The Eighth Circuit
Thomas F. Eagleton U.S. Courthouse
111 South 10th Street, Room 24.329
St. Louis, Missouri 63102

Michael E. Gans
Clerk of Court

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September 16, 2008

Mr. Samuel K. Lipari
297 NE Bayview
Lee's Summit, MO 64064-0000

RE: 08-3115 Samuel Lipari v. General Electric Company, et al

Dear Mr. Lipari:

The district court clerk has transmitted a notice of appeal in this matter, and we have docketed it under the caption and case number shown above. Please include the caption and the case number on all correspondence or pleadings submitted to this court.

Counsel in the case must supply the clerk with an [Appearance Form](#). Counsel may download or fill out an Appearance Form on the "Forms" page on our web site at www.ca8.uscourts.gov.

We note the docketing fee is pending. **Please pay the \$455 docket and filing fees to the district court clerk immediately.** Failure to pay the fee will result in issuance of an order to show cause why the appeal should not be dismissed.

On June 1, 2007, the Eighth Circuit implemented the appellate version of CM/ECF. Electronic filing is now mandatory for attorneys and voluntary for pro se litigants proceeding without an attorney. Information about electronic filing can be found at www.ca8.uscourts.gov/files/cmecfstandingorder.pdf. In order to become an authorized Eighth Circuit filer, you must register with the PACER Service Center at <https://pacer.psc.uscourts.gov/psco/cgi-bin/cmecf/ea-regform.pl>. Questions about CM/ECF may be addressed to the Clerk's office.

It appears from an examination of the docket entries that a timely filed post-judgment motion is pending before the district court. A notice of appeal filed after entry of judgment but before disposition of the post-judgment motion as **ineffective** until the entry of the order disposing of the last outstanding motion. A new notice of appeal is not required under Federal Rule of Appellate Procedure Rule 4(a)4 to perfect the appeal after disposition of the last outstanding motion **unless** the party seeks review of the ruling on the post-judgment motion. In such a case, an amended notice of appeal must be filed within the prescribed time. No additional fees shall be required for such filing.

Upon receipt of the ruling disposing of the last outstanding motion, this court will establish the appropriate briefing schedule.

If you disagree with application of the Rule in this case, please advise this office within ten days of the date of this letter.

Michael E. Gans
Clerk of Court

LLB

Enclosure(s)

cc: Mr. John Nicholas Badgerow
Mr. Michael S. Hargens
Mr. John Power
Mr. Jeffrey P. Ray
Ms. Patricia L. Brune

District Court/Agency Case Number(s): 4:07-cv-00849-FJG

Caption For Case Number: 08-3115

Samuel K. Lipari, as Assignee of Dissolved Medical Supply Chain, Inc.,

Plaintiff - Appellant

v.

**General Electric Company; General Electric Capital Business Asset Funding Corporation;
GE Transportation Systems Globaling Signaling, LLC; Stewart Foster; Jeffrey R. Immelt;
Seyfarth Shaw, LLP; Heartland Financial Group, Inc.; Christopher M. McDaniel; Bradley
J. Schlozman,**

Defendants - Appellees

Addresses For Case Participants: 08-3115

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