Kelley J. Henry (Tenn. Bar No. 021113) Supervisory Asst. Federal Public Defender Capital Habeas Unit Federal Public Defender 810 Broadway, Suite 200 Nashville, Tennessee 37203 (615) 736-5047 (615) 736-5265 (facsimile) Kelley\_henry@fd.org

Denise I. Young (Arizona Bar No. 007146) 2930 North Santa Rosa Place Tucson, Arizona 85712 (520) 322-5344 (520) 322-9706 facsimile Dyoung3@mindspring.com

Counsel for Plaintiff Schad

Jon M. Sands
Federal Public Defender
Dale A. Baich (OH Bar No. 0025070)
Timothy M. Gabrielson (NV Bar No. 8076)
850 West Adams, Suite 201
Phoenix, Arizona 85007
dale\_baich@fd.org
602.382.2816
602.889.3960 facsimile

Counsel for Plaintiff Jones

## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ARIZONA

EDWARD HAROLD SCHAD, JR., et. al,

Plaintiff,

VS.

JANICE K. BREWER, et. al, Governor Of The State Of Arizona, In Her Official Capacity,

Defendants.

No. 2:13-cv-01962-ROS

AMENDED NOTICE OF APPEAL

DEATH PENALTY CASE -EXECUTION SET FOR OCTOBER 9, 2013 10:00 AM Plaintiffs, Edward Schad and Robert Jones, hereby notice their appeal of this Court's Orders dated October 1 and October 4, 2013. Doc. Nos. 21, 30, 34.

Respectfully submitted this 4<sup>th</sup> day of October, 2013.

Kelley J. Henry Supervisory Asst. Federal Public Defender Denise Young, Esq.

By <u>s/Kelley J. Henry</u> Counsel for Plaintiff Edward Harold Schad

Jon Sands
Federal Public Defender
Dale Baich
Timothy M. Gabrielson
By <u>s/ Dale Baich</u>
Counsel for Plaintiff Robert Glen Jones, Jr.

## **Certificate of Service**

I hereby certify that on October 4, 2013 I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the District of Arizona. I also certify that I emailed a copy of the same to counsel, Dale Baich, Kelly Gibson and Brian Luse. I further certify that I emailed copies to Ms. Kristine Fox, Capital Case Staff Attorney for the District of Arizona and Ms. Margaret Epler, Capital Case Staff Attorney for the Sixth Circuit.

<u>Kelley J Henry</u> Counsel for Edward Schad