

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

LANDMEN PARTNERS INC., Individually and
On Behalf of All Others Similarly Situated

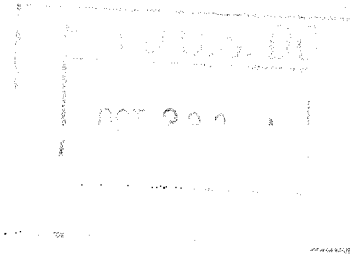
Plaintiff

v.

THE BLACKSTONE GROUP L.P., *et al.*

Defendants

Civil Action No. 08-CV-03601-HB



NOTICE OF APPEAL

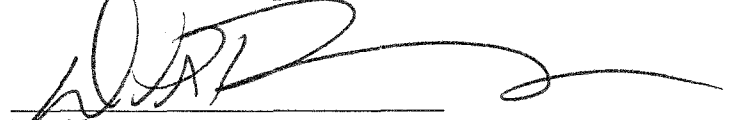
Notice is hereby given that Martin Litwin, Max Poulter and Francis Brady, Lead Plaintiffs for the Class in the above-entitled action, hereby appeal, on behalf of themselves and as representatives for all others similarly situated, to the United States Court of Appeals for the Second Circuit from the Judgment entered on September 25, 2009 (Dkt. No. 43), granting Defendants'¹ motion to dismiss the Consolidated Amended Class Action Complaint with prejudice for failure to state a claim for the reasons stated in the Opinion and Order dated September 22, 2009 (Dkt. No. 42). This appeal is taken from the entirety of the Opinion and Order and Judgment and each and every aspect thereof.

¹ Defendants include the Blackstone Group L.P., Stephen A. Schwarzman, Peter J. Peterson, Hamilton E. James and Michael A. Puglisi.

Dated: October 23, 2009

Respectfully submitted,

BROWER PIVEN
A Professional Corporation

A handwritten signature in black ink, appearing to read 'D.A.P. Brower', written over a horizontal line.

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Lead Counsel for the Class

CERTIFICATE OF SERVICE

I hereby certify that the original Notice of Appeal with the Opinion and Order and the Judgment and a check for \$455.00 was hand-delivered to the Clerk of the United States District Court for the Southern District of New York on October 23, 2009. In accordance with Local Civil Rule 83.8 and Federal Rule of Appellate Procedure 3(a), seven additional copies of the Notice of Appeal were hand-delivered to the Clerk of the United States District Court for the Southern District of New York. Further, the Notice of Appeal with the Opinion and Order and the Judgment was sent via the U.S. Postal Service to the following Defendants' counsel:

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