

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

In re MERRILL LYNCH AUCTION RATE  
SECURITIES LITIGATION

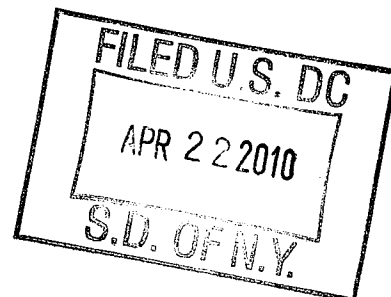
This Document Relates To

No. 08-CV-3037 (LAP)

**Master Case File  
No. 09-md-2030 (LAP)**

**Class Action**

**Jury Trial Demanded**



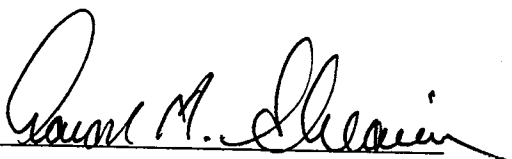
**PLAINTIFF'S NOTICE OF APPEAL**

Notice is hereby given that Plaintiff Colin Wilson hereby appeals to the United States Court of Appeals for the Second Circuit from the final Judgment entered in this action on March 31, 2010.

Dated: April 22, 2010

Respectfully submitted,

**GIRARD GIBBS LLP**

By: 

Daniel C. Girard (admitted *pro hac vice*)  
Aaron M. Sheanin (admitted *pro hac vice*)  
Christina H. C. Sharp (admitted *pro hac vice*)  
601 California Street, 14<sup>th</sup> Floor  
San Francisco, CA 94108  
Telephone: (415) 981-4800  
Facsimile: (415) 981-4846

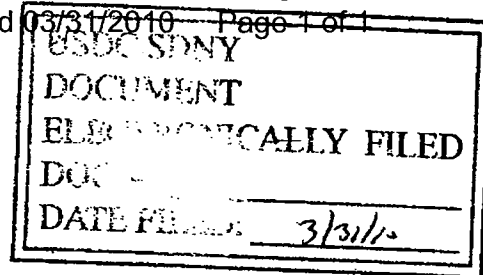
Jonathan K. Levine (JL-8390)  
**GIRARD GIBBS LLP**  
711 Third Avenue, 20<sup>th</sup> Floor  
New York, NY 10017  
Telephone: (212) 867-1721  
Facsimile: (212) 867-1767

**Plaintiffs' Lead Counsel**

**Additional Counsel:**

Norman E. Siegel  
**STUEVE SIEGEL HANSON LLP**  
460 Nichols Road, Suite 200  
Kansas City, MO 64112  
Telephone: (816) 714-7100  
Facsimile: (816) 714-7101

Christopher A. Seeger (CS-4880)  
Stephen A. Weiss (SW-3520)  
David R. Buchanan (DB-6368)  
**SEEGER WEISS LLP**  
One William Street  
New York, NY 10004  
Telephone: (212) 584-0700  
Facsimile: (212) 584-0799



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

-----X  
In re Merrill Lynch Auction Rate  
Securities Litigation

09 MD 2030 (LAP)

This Document Relates To:  
No. 08 Civ. 3037 (LAP)  
-----X

**JUDGMENT**

Defendants having moved to dismiss plaintiffs' complaint for failure to state a claim, and the matter having come before the Honorable Loretta A. Preska, United States District Judge, and the Court, on March 31, 2010, having rendered its Opinion and Order granting defendants' motion to dismiss the complaint with prejudice, it is,

**ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated March 31, 2010, defendants' motion to dismiss the complaint is granted with prejudice; accordingly, the case is closed and all pending motions denied as moot.

**Dated:** New York, New York  
March 31, 2010

**J. MICHAEL McMAHON**

\_\_\_\_\_  
Clerk of Court

**BY:**

  
\_\_\_\_\_  
Deputy Clerk

THIS DOCUMENT WAS ENTERED  
ON THE DOCKET ON \_\_\_\_\_