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UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
CIVIL CASE NO. 2:04-CV-417

2005 JAN -3 PM 2: 59

CLERK, U.S. DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FT. MYERS, FLORIDA

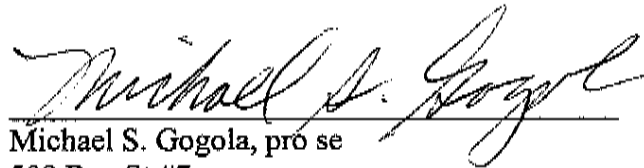
**MICHAEL S. GOGOLA,**  
Plaintiff pro se,

v.

NOTICE OF APPEAL

**JAMES ZINGALE,** Chairman, Executive Director,  
Florida Department of Revenue,  
in his official capacity.  
Defendant

Notice is hereby given that Michael S. Gogola, Plaintiff pro se, in the above named case, hereby appeals to the United States Court of Appeals for the Eleventh Federal Circuit from the Order of this Court dated December 16, 2004.



Michael S. Gogola, pro se  
508 Bay St #7  
Waycross GA 31501  
Telephone 912-281-8055  
Fax 912-287-2579  
Email mgogola@yahoo.com

Dated: December 31, 2004

**CERTIFICATE OF SERVICE**

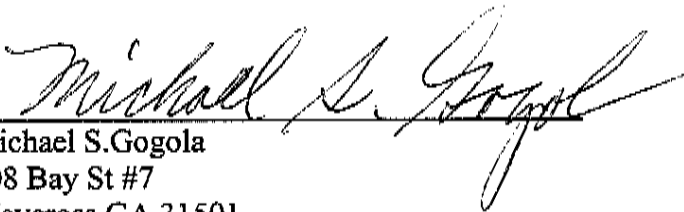
I hereby certify that on the 31st day of December, 2004, I caused a true and accurate copy of this Motion to be send by U.S. mail to

Alexis Parker, Esq. Attorney for Sandra Lee Gogola  
P.O. Box 2007  
Fort Myers, FL 33902

James Zingale, Executive Director  
Florida Department of Revenue  
5050 W. Tennessee Street, Building 1  
Tallahassee, FL 32399-0100

Joseph H. Lee, Esq.  
Assistant Attorney General,  
501 East Kennedy Blvd, Suite 1100  
Tampa FL 33602-5237

Respectfully Submitted,

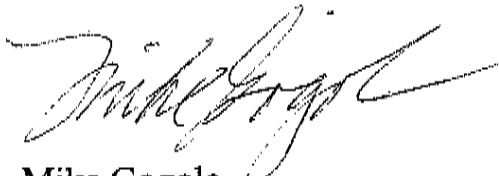


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Telephone 912-281-8055  
Fax: 912-287-2579  
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December 31, 2004

Clerk of Courts  
U.S. District Court  
2110 - 1<sup>st</sup> Street  
Room 2-194  
Fort Myers FL 33901

Attached is a Plaintiff's Notice to Appeal along with a check for \$255.00 to cover the filing fee. Please use the stamped, self-addressed envelope to return a stamped copy (attached) to me. If you have any questions, please call me at 912-281-8055. Thanks.



Mike Gogola  
508 Bay Street #7  
Waycross GA 31501

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CLERK, U.S. DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FT. MYERS, FLORIDA

RECEIPT FOR PAYMENT  
DISTRICT COURT OF MIDDLE  
FLORIDA  
FT. MYERS DIV  
WWW.FLD.DECOURTS.GOV

7005433

REFERENCE FROM:  
NONE

Case Number: 05-84008417

F/A/R/Q:

Party ID:

Tender Type: CHECK \$255.00  
95-510008

Notice of Appeal-510008

Receiver:

95-680000 \$255.00

Notice of Appeal-800200

Remarks:

Subtotals: \$255.00

Receipt Totals: \$255.00

X Checks and drafts are accepted  
subject to restrictions and full  
credit will only be given when  
the check or draft has been  
accepted by the financial  
institution on which it was drawn.

Date:  
Clerk:



DM