UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NORTH CAROLINA SOUTHERN DIVISION

No. 7:12-CV-00023-F

JOEL CAPLIN, Individually and on Behalf of All Other Persons Similarly Situated,

Notice of Appeal

Plaintiff,

:

v.

:

TRANS1 INC., KENNETH REALI, JOSEPH P. SLATTERY, RICHARD RANDALL, and MICHAEL LUETKEMEYER,

:

Defendants.

Notice is hereby given that Phillip J. Singer, Lead Plaintiff in the above-captioned case, hereby appeals to the United States Court of Appeals for the Fourth Circuit from the Order by the Honorable James C. Fox, entered May 14, 2015 (Docket #72), dismissing the claims in this action against individual defendants Kenneth Reali, Joseph P. Slattery, Richard Randall, and Michael Leutkemeyer with prejudice.

Dated: May 18, 2015

Respectfully submitted,

POMERANTZ LLP

By: /s/ Jeremy A. Lieberman

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CERTIFICATE OF SERVICE

I hereby certify that on May 18, 2015, a copy of the foregoing *Notice of Appeal* was filed electronically. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF System.

/s/ Jeremy A. Lieberman
Jeremy A. Lieberman