Nicholas E. Purpura / Donald R. Laster Jr. 1802 Rue De La Port Dr. Wall, New Jersey 07719 (732) 449-0856

Marcia M. Waldron U.S. Court of Appeals Third Circuit 214 United States Courthouse 601 Market Street Philadelphia, Pa. 19106-1790

July 5, 2011

Re; PURPURA et al v Sebelius Case No. 11-2303

TO BE MADE PART OF THE OFFICIAL RECORD

Dear Marcia M. Waldron:

We have reviewed *Title 28 USC*, the *Federal Rules of Appellate Procedure* (December 1, 2010) and the Third Circuit's *United States Court of Appeals for the Third Circuit Local Appellate Rules* (March 8, 2010) and can find no law or Rule that indicate a list of Judges who have recused themselves from any case and the reason they have stated for said recusal is confidential.

As such due to the seriousness of the Constitutional violations and violations of existing statutes that have been identified by the Petition and various actions of the Courts we are formally requesting, under the provisions of the Freedom of Information Act (FOIA), the list of Judges who have recused themselves from hearing and adjudicating <u>PURPURA et al v Sebelius</u>, <u>Case No. 11-2303</u>

Respectfully,

/s/ Nicholas E. Purpura

Nicholas E. Purpura,

Donald R. Caster, Jr.