

Jim Bradford Law Firm, LLC

30 North Congress Street, Suite 209
Post Office Box 1347
York, South Carolina 29745
Phone: (803) 684-6965
Fax: (803) 684-7289
Email: Jim@JimBradfordLawFirm.com

James W. Bradford, Jr.
Attorney-at-Law

Certified Mediator and Arbitrator
S.C. Circuit Courts

April 12, 2012

The Hon. Patricia S. Connor
Clerk of the Fourth Circuit Court of Appeals
1100 East Main Street, Suite 501
Richmond, Virginia 23219-3517

Re: *WEC Carolina Energy Solutions, v. Willie "Mike" Miller, Emily Kelley and Arc Energy Services, Inc.*, 11-1201

Dear Ms. Connor:

Pursuant to Rule 28(j) of the Federal Rules of Appellate Procedure and Local Rule 28(e), Appellees respectfully seek to draw the Court's attention to the opinion, dated April 10, 2012 in the case of *United States v. Nosal*, — F.3d —, 2012 WL 1176119 (9th Cir. 2012) (en banc). The panel opinion, *United States v. Nosal*, 642 F.3d 1258 (9th Cir. 2011), rev'd en banc, — F.3d. —, was cited extensively in the briefs of Appellant and Appellees, and in the reply brief of the Appellant at pages 1, 2, 3, and 4.

Sincerely,

Jim Bradford Law Firm, LLC

By: s/James W. Bradford, Jr.

Charles S. Bradford, P.A.

By: s/Daniel S. Harshaw

McCoy Law Firm. LLC

By: s/Brian S. McCoy

Attorneys for Appellees

cc: Counsel for Appellant