

October 28, 2004

VIA FIRST CLASS MAIL

Clerk, Court of Appeals of Virginia
109 North Eighth Street
Richmond, Virginia 23109-230

Dear Clerk:

I would appreciate your filing the enclosed Notice of Appeal. I have enclosed a self addressed, stamped envelope for you to return file-stamped copies to me.

Also note that while not required on the form for Notice of Appeal, the contact info for Robert Sparks, Attorney for SAIC (who filed the motion to quash) is:

Robert Sparks
Herge, Sparks & Christopher
6862 Elm St #360
McLean VA 22101
703) 848-4700

I have also included a copy of an order to proceed without payment of fees or costs. I understand this takes care of the filing fee and bond. Let me know if that is incorrect.

Thank you in advance for your assistance in this matter.

Sincerely,

Wesley C Smith
Pro Se
3215 Ridge View Ct #104
Woodbridge, VA 22192
703-220-2637

Enclosures as stated

NOTICE OF APPEAL FROM TRIAL COURT

Pursuant to Rule 5A:6, Rules of the Supreme Court of Virginia

VIRGINIA: IN THE CIRCUIT COURT OF Prince William
COUNTY/CITY
Cheri Smith v Wesley C. Smith
Wesley C. Smith Defendant
NAME(S) OF PARTY(IES) PLAINTIFF, RESPONDENT OR OTHER
DESIGNATION IN TRIAL COURT

hereby appeals to the Court of Appeals of Virginia from the ORDER [generic form - grants quash motion]
FINAL JUDGMENT / APPEALABLE ORDER OR DECREE
of this court entered on September 24, 2004
DATE

Please check if:

- ☐ this is a termination of parental rights case (Va. Code §16.1-283, §16.1-277.01, §16.1-277.02 or §16.1-278.3).
☐ a transcript will be filed. ☒ a statement of facts, testimony, and other incidents of the case will be filed.

CERTIFICATE

The undersigned certifies as follows:

(1) The name(s) and address(es) of appellant(s) are:

Wesley C. Smith
3215 Ridge View Ct #104
Woodbridge, VA 22192

☒ Appellant(s), is (are) not represented by counsel. His/her telephone number(s) is (are):
703-220-2637

(2) The name(s), address(es) and telephone number(s) of counsel for appellant(s) are:

(3) The name(s) and address(es) of appellee(s) are:

Cheri Smith, 1533 Lincoln Circle #104 McLean VA 22102

☐ Appellee(s), is (are) not represented by counsel. His/her telephone number(s) is (are):

(4) The name(s), address(es) and telephone number(s) of counsel for appellee(s) are:

Loretta Vardy
(703) 919-1417
12388 Silent Wolf Dr, Manassas VA 20112

(5) The name(s), address(es) and telephone number(s) of the guardian *ad litem* for the child(ren) are:

Ronald Fahy
(703) 369-7991
9236 Mosby St # A, Manassas VA 20110

(6) ☐ Counsel for appellant, or appellant if not represented by counsel, has ordered from the court reporter who reported the case the transcript for filing as required by Rule 5A:8(a).

(7) [In criminal and termination of parental rights cases:] Counsel for appellant has been ☐ appointed ☐ privately retained.

(8) A copy of this Notice of Appeal has been mailed or delivered to all opposing counsel, and/or to unrepresented parties and the guardian *ad litem*, if applicable, and to the Clerk of the Court of Appeals this 30 day
of September, 2004

Wesley C. Smith
(Signature of counsel or unrepresented party)

VIRGINIA:

IN THE CIRCUIT COURT OF PRINCE WILLIAM COUNTY

CHERI SMITH,

Complainant,

v.

WESLEY C. SMITH,


Defendant.

Chancery No. 53360

CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing Notice Of Appeal was served to Loretta Vardy and Ronald Fahy (GAL) via first-class mail and/or hand delivered, this 30 day of September, 2004.

↓ and Robert Sparks (SAIC)


Wesley C. Smith