

STATE OF SOUTH DAKOTA)
) :SS
COUNTY OF HUGHES)

IN CIRCUIT COURT

SIXTH JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA,)
)
Plaintiff,)
)
v.)
)
WAYFAIR INC.,)
OVERSTOCK.COM INC.,)
NEWEGG INC.)
)
Defendants.)
)

32 Civ. 16-92

NOTICE OF APPEAL

To: Jeff Bratkiewicz, Kathryn J. Hoskins, Bangs, McCullen, Butler, Foye & Simmons, LLP, 6340 South Western Avenue, Suite 160, Sioux Falls, South Dakota 57109-8208; George S. Isaacson, Martin I. Eisentein, Matthew P. Schaefer, Brann & Isaacson, 184 Main Street, Lewiston, Maine 04243-3070, attorneys for Defendants.

Please take notice that the Plaintiff, State of South Dakota, appeals to the Supreme Court of South Dakota from the *Order Granting Defendants' Motion for Summary Judgment* dated and filed March 6, 2017.

Dated this 8th day of March, 2017.



Richard M. Williams
Deputy Attorney General
Kirsten E. Jasper
Assistant Attorney General
South Dakota Office of the Attorney General
1302 E. Highway 14, Suite 1
Pierre, South Dakota 57501
(605) 773-3215

Andrew L. Fergel
Chief Legal Counsel
Department of Revenue
445 E. Capitol Ave.
Pierre, South Dakota 57501
(605) 773-6559

Ronald A. Parsons, Jr., S.D. Bar No. 2765
Johnson, Janklow, Abdallah, Reiter & Parsons, LLP
101 South Main Avenue, Suite 100
Sioux Falls, South Dakota 57104
(605) 610-2188