

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI**

JOSHUA SITZER AND AMY WINGER, )  
SCOTT AND RHONDA BURNETT, AND )  
RYAN HENDRICKSON, on behalf of )  
themselves and all others similarly situated, )

Plaintiffs,

v.

THE NATIONAL ASSOCIATION OF )  
REALTORS, REALOGY HOLDINGS )  
CORP., HOMESERVICES OF AMERICA, )  
INC., BHH AFFILIATES, LLC, HSF )  
AFFILIATES, LLC, RE/MAX LLC, and )  
KELLER WILLIAMS REALTY, INC. )

Defendants.

Case No.: 4:19-cv-00332-SRB

**CLASS ACTION**

**THE HOMESERVICES DEFENDANTS’  
JOINT NOTICE OF APPEAL OF DOCKET NUMBER 239**

Notice is hereby given that Defendants HomeServices of America, Inc., BHH Affiliates, LLC, and HSF Affiliates, LLC (together, the “HomeServices Defendants”), appeal to the United States Court of Appeals for the Eighth Circuit from the Order filed in this case on April 10, 2020 (Doc. 239).<sup>1</sup>

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<sup>1</sup> The HomeServices Defendants have the right to immediately appeal the order denying their motion to stay this action and compel arbitration under the Federal Arbitration Act, 9 U.S.C. § 16(a)(1).

Dated: April 14, 2020

Respectfully submitted,

/s/ Brian C. Fries

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ATTORNEYS FOR DEFENDANTS  
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Affiliates, LLC, and HSF Affiliates, LLC

**CERTIFICATE OF SERVICE**

I hereby certify that on this April 14, 2020, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send a notice of electronic filing to counsel of record for this case.

*/s/ Brian C. Fries*

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An attorney for Defendants HomeServices of  
America, Inc., BHH Affiliates, LLC, and  
HSF Affiliates, LLC