

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE**

---

BETHANY R. SCAER and  
STEPHEN SCAER,

Plaintiffs,

v.

CITY OF NASHUA, *et al.*,

Defendants.

---

Case No. 1:24-cv-00277-LM-TSM

**PLAINTIFFS' NOTICE OF APPEAL**

Plaintiffs Beth and Stephen Scaer now appeal to the U.S. Court of Appeals for the First Circuit from the order of the U.S. District Court for the District of New Hampshire, entered on March 28, 2025, denying Plaintiffs' motion for preliminary injunction for failure to show likelihood of succeed on the merits.

Defendants and their counsel are receiving notice of this appeal via notice of electronic filing.

Dated: April 4, 2025

/s/ Roy S. McCandless

Roy S. McCandless  
New Hampshire Bar No. 11850  
ROY S. McCANDLESS, ESQ., PLLC  
125 North State Street  
Concord, New Hampshire 03301  
Tel: (603) 841-3671, Ext. 101  
Fax: (603) 513-2799  
roysmccandless@gmail.com

Respectfully submitted,

/s/ Nathan J. Ristuccia

Nathan J. Ristuccia\*†  
First Circuit Bar No. 1216360  
Endel Kolde\*  
Washington Bar No. 25155  
INSTITUTE FOR FREE SPEECH  
1150 Connecticut Ave., NW  
Suite 801  
Washington, D.C. 20036  
Tel: (202) 301-3300  
Fax: (202) 301-3399  
nrstuccia@ifs.org  
dkolde@ifs.org

*\*Pro hac vice*

*Counsel for Plaintiff*

#### CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2025, a copy of the foregoing document was served on all counsel of record, using the Court's CM/ECF system.

Dated: April 4, 2025

s/ Nathan J. Ristuccia

---

† Not a D.C. Bar Member but providing legal services in the District of Columbia exclusively before federal courts, as authorized by D.C. Ct. App. R. 49(c)(3).