

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

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BAYER CROPSCIENCE INC. and  
BAYER CROPSCIENCE LP,

Plaintiffs,

v.

SYNGENTA CROP PROTECTION,  
LLC,

Defendant.

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Case No. 1:13-CV-316

**NOTICE OF APPEAL**

Notice is hereby given that Defendant Syngenta Crop Protection, LLC (“Syngenta”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the Preliminary Injunction entered in this action on September 27, 2013, and the corresponding Order (D.I. 62) signed September 30, 2013, enjoining Syngenta from, among other things, “making, using, selling, or offering to sell, inside the territories of the United States, or importing into the territories of the United States, or exporting from the territories of the United States, any product that infringes on Plaintiffs’ ’394 patent, including but not limited to Defendant’s *Appear*<sup>TM</sup> product under EPA Reg. No. 100-1451,” and from any and all other orders, rulings, findings, and/or conclusions of the Court adverse to Defendant Syngenta Crop Protection, LLC, that merged into and became part of that order, that shaped that order, that are related to, pertinent to, or ancillary to that order.

Dated: September 30, 2013

*/s/ Allison O. Van Laningham*

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CERTIFICATE OF SERVICE

The undersigned certifies that on this date the foregoing document was electronically filed with the Clerk of Court using the CM/ECF system, which will send notification of such filing to counsel of record.

This the 30th day of September, 2013.

/s/ Allison O. Van Laningham  
Allison O. Van Laningham