

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

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BAYER CROPSCIENCE AG and	:
BAYER S.A.S.,	:
	:
Plaintiffs,	: C.A. No. 12-256-RMB-JS
	:
v.	:
	:
DOW AGROSCIENCES LLC,	:
	:
Defendant.	:
-----X	

NOTICE OF APPEAL

Notice is hereby given that Plaintiffs Bayer CropScience AG and Bayer S.A.S. (collectively “Bayer”) in the above-captioned case hereby appeal to the United States Court of Appeals for the Federal Circuit from this Court’s October 7, 2013 Order (D.I. 269), *inter alia*, granting summary judgment of noninfringement, construing certain provisions of multiple contracts in dispute, making certain findings of fact relating to multiple contracts in dispute, interpreting English law, and ruling that Defendant Dow AgroSciences LLC (“DAS”) has a valid sublicense to develop and sell its Enlist E3 product, and from any and all other orders, rulings, findings, and/or conclusions of the Court adverse to Bayer that merged into and became part of the Order, that shaped the Order, and/or that are related to, pertinent to, or ancillary to the Order.

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Dated: October 17, 2013

/s/ Travis S. Hunter

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