

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

GILEAD SCIENCES, INC.,

Plaintiff,

v.

TERESA STANEK REA, Acting Undersecretary
of Commerce for Intellectual Property and Acting
Director of United States Patent and Trademark
Office,

Defendant.

Civil Action No. 1:12-cv-1090

**PLAINTIFF GILEAD SCIENCES, INC.'S NOTICE OF APPEAL TO THE UNITED
STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT**

NOTICE IS HEREBY GIVEN, pursuant to Federal Rules of Appellate Procedure 3 and 4, that plaintiff Gilead Sciences, Inc. ("Gilead") hereby appeals to the United States Court of Appeals for the Federal Circuit the October 3, 2013 Memorandum Opinion and Order granting summary judgment to the United States Patent and Trademark Office and denying summary judgment to Gilead regarding the appropriate patent term adjustment for United States Patent No. 8,148,374.

Dated: November 27, 2013

Respectfully submitted,

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Counsel for Plaintiff Gilead Sciences, Inc.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of **Plaintiff Gilead Sciences, Inc.'s Notice of Appeal to the United States Court of Appeals for the Federal Circuit** has been served electronically on November 27, 2013 via ECF to all counsel so authorized to receive such notices in the above-captioned case.

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