

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

**MULTILAYER STRETCH CLING FILM
HOLDINGS, INC.**

Plaintiff,

v.

BERRY PLASTICS CORPORATION,

Defendant.

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Civil Action No. 2:12-cv-02108

JURY TRIAL DEMANDED

NOTICE OF APPEAL

Notice is hereby given that Plaintiff Multilayer Stretch Cling Film Holdings, Inc. (“Plaintiff”) in the above named case hereby appeals to the United States Court of Appeals for the Federal Circuit from the Judgment entered on November 10, 2014 (DE# 14) and final Amended Judgment entered in this action on January 28, 2015 (DE# 164), and from all underlying findings, orders, decisions, rulings, and opinions adverse to Plaintiff, including without limitation those within the Memorandum & Order granting summary judgment of non-infringement entered on November 7, 2014 (DE# 141) and those within the Order Following Claim Construction Hearing entered on November 20, 2013 (DE# 104).

Dated: February 27, 2015

Respectfully submitted,

s/ Melissa Hunter Smith

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the foregoing has been served via the Electronic Case Filing system of the United States District Court for the Western District of Tennessee, which will automatically send email notification of such filing to the following attorneys of record:

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