

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

-----X		
BAYER CROPSCIENCE AG and	:	
	:	
BAYER S.A.S.,	:	
Plaintiffs,	:	C.A. 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 findings, conclusions, and orders under 35 U.S.C. § 285. Bayer hereby appeals from this Court's Report and Recommendation dated December 22, 2104 (D.I. 374); from this Court's Amended Report and Recommendation dated January 5, 2015 (D.I. 384, 385); from this Court's Opinion and Order dated March 13, 2015 (D.I. 394, 395); and from this Court's Opinion and Order dated June 18, 2015 (D.I. 405, 406, 407). Bayer appeals any findings or conclusions of the Court adverse to Bayer that merged into and became part of these Reports and Recommendations or Opinions and Orders, that shaped these Reports and Recommendations or Opinions and Orders, and/or that are related to, pertinent to, or ancillary to these Reports and Recommendations or Opinions and Orders.

OF COUNSEL:

Robert J. Koch
Stephanie R. Amoroso
Edward J. Mayle
MILBANK, TWEED, HADLEY &
McCLOY LLP
1850 K Street NW, Suite 1100
Washington, DC 20006
(202) 835-7500
rkoch@milbank.com
rsigworth@milbank.com
samoroso@milbank.com
emayle@milbank.com

Fredrick M. Zullo
Christopher J. Gaspar
MILBANK, TWEED, HADLEY &
McCLOY LLP
1 Chase Manhattan Plaza
New York, NY 10005
(212) 530-5000
fzullo@milbank.com
cgaspar@milbank.com

DATED: July 20, 2015

/s/ Travis S. Hunter

Frederick L. Cottrell, III (#2555)
Jeffrey L. Moyer (#3309)
Travis S. Hunter (#5350)
Richards, Layton & Finger, P.A.
One Rodney Square
920 North King Street
Wilmington, DE 19801
(302) 651-7700
cottrell@rlf.com
moyer@rlf.com
hunter@rlf.com

*Attorneys for Plaintiffs
Bayer CropScience AG and Bayer S.A.S.*