

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

BECTON, DICKINSON & CO.,

Plaintiff,

v.

BAXTER INTERNATIONAL, INC.,

Defendant.

Civil Action No. 1:14-cv-00222-LY

Judge Lee Yeakel

Electronically Filed

JURY TRIAL DEMANDED

NOTICE OF APPEAL

Notice is hereby given that Plaintiff Becton, Dickinson & Co. (“BD”) appeals to the United States Court of Appeals for the Federal Circuit from the Court’s August 3, 2015 Order (Dkt. No. 65) granting Defendant’s Motion for Summary Judgment, and the Court’s accompanying August 3, 2015 Final Judgment (Dkt. No. 66).

Respectfully submitted,

Dated: August 10, 2015

/s/ Daniel H. Brean

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CERTIFICATE OF SERVICE

I hereby certify that on August 10, 2014, a copy of the foregoing document was served upon counsel of record for Defendant who are deemed to have consented to electronic service via the Court's electronic filing system.

/s/ Daniel H. Brean

Attorney for Becton, Dickinson & Co.