

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

CYBERGENETICS CORP.,

Plaintiff,

v.

INSTITUTE OF ENVIRONMENTAL SCIENCE
AND RESEARCH and NICHEVISION, INC.,

Defendants.

Case No. 5:19-cv-001197-SL

Judge Sara Lioi

CYBERGENETICS' NOTICE OF APPEAL

Plaintiff Cybergenetics Corp. ("Cybergenetics") hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment entered by this Court on September 29, 2020 (Doc. No. 45), and from any and all Orders adverse to Cybergenetics preceding or underlying that Final Judgment, including the Memorandum Opinion and Order (Doc. No. 44) by which the Court granted Defendants' Motion to Dismiss Amended Complaint (Doc. No. 24), and from any and all other underlying and/or interlocutory decisions, opinions, orders, findings, or conclusions of the Court adverse to Cybergenetics relating to, pertinent to, leading to, or ancillary to the Final Judgment.

Payment of the docketing and filing fees of \$505.00 has been made as required by Federal Circuit Rule 52 and 28 U.S.C. §§ 1913 and 1917.

Dated: October 13, 2020

/s/ Mark M. Supko

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CERTIFICATE OF SERVICE

I hereby certify that on October 13, 2020, a copy of the foregoing document was filed electronically via the Court's CM/ECF system. Notice of this filing will be sent by operation of that system to all parties indicated on the electronic filing receipt. Parties may access this filing through the CM/ECF system.

Dated: October 13, 2020

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