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12 ALIGN TECHNOLOGY, INC.

Bill _____
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13 UNITED STATES DISTRICT COURT
14 CENTRAL DISTRICT OF CALIFORNIA
15 SOUTHERN DIVISION

16 ORMCO CORPORATION,
17 Plaintiff,
18 v.
19 ALIGN TECHNOLOGY, INC.,
20 Defendant.

Case No. SACV 03-16 CAS (ANx)
The Honorable Christina A. Snyder

21 NOTICE OF APPEAL

22 ALIGN TECHNOLOGY, INC.,
23 Counterclaimant,

I HEREBY CERTIFY THAT THIS DOCUMENT WAS SERVED BY
FIRST CLASS MAIL, POSTAGE PREPAID, TO ALL COUNSEL
(OR PARTIES) AT THEIR RESPECTIVE, MOST RECENT, ADDRESS OF
RECORD, IN THIS ACTION, ON THIS DATE

24 DATED: 3-2-06
25 _____
26 DEPUTY CLERK

27 ORMCO CORPORATION and
28 ALLESEE ORTHODONTIC
APPLIANCES, INC.,
Counterdefendants.

DOCKETED ON CM
MAR - 1 2006
BY [Signature] 032

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SCANNED

1 Defendant and Counterclaimant Align Technology, Inc., hereby cross-appeals to
2 the United States Court of Appeals for the Federal Circuit from the final judgment
3 entered in this action on February 8, 2006.

4
5 DATED: February 24, 2006

Respectfully submitted,

6 TOWNSEND AND TOWNSEND AND CREW LLP

7
8 By: Nancy L. Tompkins
9 Daniel J. Furniss
10 Susan M. Spaeth
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15 ALIGN TECHNOLOGY, INC.

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60706866 v1

CERTIFICATE OF SERVICE

I, Linda Hegenbarth, am a citizen of the United States and an employee in the City and County of San Francisco, State of California. I am over the age of eighteen and not a party to the within action. My business address is Two Embarcadero Center, 8th Floor, San Francisco, CA 94111.

On February 24, 2006, I served the following document(s): **NOTICE OF APPEAL** on the parties in this action

() By Mail: I am "readily familiar" with the firm's practice of collection and processing of correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid at San Francisco, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit. Fed. Rule Civ. Proc. 5(b).

(X) By Federal Express: I am "readily familiar" with the firm's practice of collection and processing of correspondence for Federal Express. Under that practice it would be deposited with Federal Express on that same day with postage thereon fully prepaid at San Francisco, California, in the ordinary course of business. CCP §1013(c).

() By Personal Service by Messenger: I caused such documents to be placed in an envelope and given to an employee of First Legal Support Services with instructions to hand deliver such envelope to the below-referenced address on February 24, 2006. Fed. Rule Civ. Proc. 5(b).

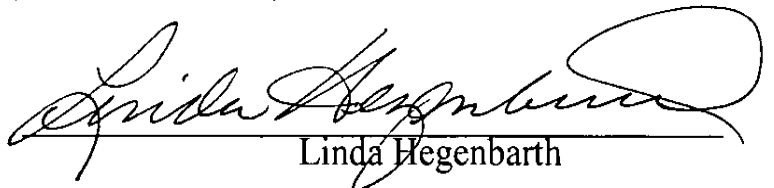
(X) By Facsimile: On February 24, 2006, the document was transmitted by facsimile transmission from facsimile machine number (415) 576-0300 to the following persons at the following fax numbers:

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I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on February 24, 2006, at San Francisco, California.


Linda Hegenbarth