

FILED
U.S. DISTRICT COURT

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DISTRICT OF UTAH

BY: _____
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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH
CENTRAL DIVISION**

HARVEY D. GILLESPIE,

Plaintiff,

v.

DYWIDAG SYSTEMS
INTERNATIONAL, USA, INC.,

Defendant.

Civil Action No. 2:04CV00833 BSJ

Judge Bruce S. Jenkins

NOTICE OF APPEAL

Notice is hereby given that Defendant Dywidag Systems International, USA, Inc. hereby
appeals to the United States Court of Appeals for the Federal Circuit from the

Judgment and Order dated March 30, 2006, and the Memorandum Opinion and Order dated November 4, 2005.

Dated: April 26, 2006

Respectfully submitted,

By: Michael R. Weiner

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **Notice of Appeal** was served on Plaintiff via facsimile with confirmation by U.S. Mail on April 26, 2006 to:

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