

THE HONORABLE MARSHA J. PECHMAN

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NETWORK COMMERCE, INC., a Washington corporation,

And

CRS, LLC, a Washington limited liability company,

Plaintiff/Intervenor,

v.

MICROSOFT CORPORATION, a Washington corporation,

Defendant/Counterclaim-Plaintiff.

NO. C01-1991P

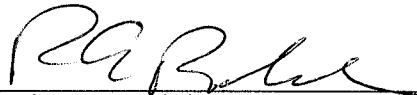
NOTICE OF APPEAL TO THE
FEDERAL CIRCUIT COURT OF
APPEALS

Notice is hereby given that Plaintiff Network Commerce, Inc. and Plaintiff/Intervenor CRS, LLC in the above named case hereby appeal to the United States Court of Appeals for the Federal Circuit from an order granting Defendant Microsoft Corporation's motion for summary judgment entered into this action on March 10, 2003, and the final, separate judgment under Federal Rules of Civil Procedure 54(b) entered into this action on June 15, 2004.

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DATED this 28th day of June, 2004.

ROHDE & VAN KAMPEN, PLLC

By: 
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Attorneys for Plaintiff and
Plaintiff/Intervenor