

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN**

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**ILLUMINA, INC.,**

Plaintiff,

Case No. 09-cv-665-bbc

v.

**AFFYMETRIX, INC.,**

Defendant.

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**NOTICE OF APPEAL**

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Notice is hereby given that Illumina, Inc., Plaintiff in the above named case, hereby appeals to the United States Court of Appeals for the Federal Circuit from the final Judgment in a Civil Case entered in this action on December 16, 2010 (Dkt. #178) and all interlocutory orders and decisions entered in this case, including the Order granting the parties' request for a claim construction hearing and specifying the patent claim terms to be construed entered in this action on May 7, 2010 (Dkt. #29), the Opinion and Order construing certain patent claim terms entered in this action on July 14, 2010 (Dkt. #36), and the Opinion and Order granting summary judgment of non-infringement entered in this action on December 14, 2010 (Dkt. #177).

Dated: December 20, 2010

*s/*Kimberly K. Dodd

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