

FILED
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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA



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17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**
19 **SAN FRANCISCO DIVISION**

20 SANOFI-AVENTIS DEUTSCHLAND
21 GMBH,

22 Plaintiff,

23 v.

24 GENENTECH, INC. and
25 BIOGEN IDEC INC.,

26 Defendants.
27
28

Case No.: C 08-04909 SI

Case No.: C 09-04919 SI

Consol.

NOTICE OF APPEAL

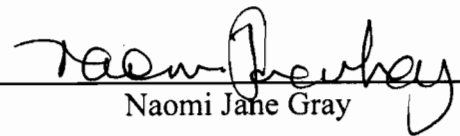
1 Notice is hereby given that Sanofi-Aventis Deutschland GmbH in the above-named cases
2 hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment
3 and Certification Pursuant to Federal Rule of Civil Procedure 54(b) (DN 622), dated April 21, 2011,
4 which entered final judgment against Sanofi-Aventis Deutschland GmbH and in favor of Genentech,
5 Inc. and Biogen Idec Inc. on Genentech, Inc.'s Motion for Summary Judgment of Non-Infringement
6 of U.S. Patent No. 5,849,522 and U.S. Patent No. 6,218,140, decided on March 7, 2011(DN 604),
7 and from all underlying and related Orders, Opinions, Decisions, and Rulings relating thereto,
8 including the Order Re: Claim Construction (DN 383, dated June 23, 2010).

9
10 Dated: May 18, 2011

Respectfully submitted,

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PROOF OF SERVICE

The undersigned declares: I am a resident of the United States and am employed in the City and County of San Francisco, State of California; I am over the age of eighteen years and not a party to the within action; my business address is Four Embarcadero Center, 39th Floor, San Francisco, California 94111.

On the date below, I served the following documents:

• **NOTICE OF APPEAL**

by placing a true copy thereof enclosed in a sealed envelope and delivered by U.S. Mail to the interested parties herein and addressed to:

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I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on May 18, 2011 at San Francisco, California.



Cynthia Lee