

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF PENNSYLVANIA

JOY MM DELAWARE INC. and) Civil Action No. 2:09-cv-01415-GLL
JOY TECHNOLOGIES INC.)
Plaintiffs,)
v.)
CINCINNATI MINE MACHINERY CO.)
Defendant.)

**DEFENDANT CINCINNATI MINE MACHINERY CO.'S
AMENDED NOTICE OF CROSS-APPEAL**

Notice is hereby given that Defendant Cincinnati Mine Machinery Co. ("Cincinnati Mine") in the above named case hereby cross-appeals to the United States Court of Appeals for the Federal Circuit as follows:

1. This Court's Order dated January 4, 2012 (Dkt. No. 88), entering Final Judgment, and this Court's Order dated December 5, 2011 (Dkt. No. 83), granting Joy's motion for summary judgment with respect to unenforceability.
2. Any and all other orders, rulings, findings, and/or conclusions of the Court adverse to Cincinnati Mine.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **DEFENDANT CINCINNATI MINE MACHINERY CO.'S AMENDED NOTICE OF CROSS-APPEAL** has been electronically filed and served on the following this 4th day of January, 2012:

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