

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

BAE SYSTEMS INFORMATION AND  
ELECTRONIC SYSTEMS  
INTEGRATION INC.,

Plaintiff,

v.

AEROFLEX INCORPORATED and  
AEROFLEX PLAINVIEW, INC.,

Defendants.

C. A. No. 09-769-LPS

**PLAINTIFF'S NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN, pursuant to Fed. R. App. P. 3 and 4(a)(1)(A), that the plaintiff, BAE Systems Information and Electronic Systems Integration Inc., appeals to the United States Court of Appeals for the Federal Circuit from the judgment entered July 23, 2012 (D.I. 459) as well as the memorandum order dated May 15, 2012 (D.I. 449) granting the defendants' motion for summary judgment filed January 30, 2012 (D.I. 350) and any order or ruling underlying the foregoing, including the order dated May 7, 2012 (D.I. 446) granting the defendants' motion to amend its answer (D.I. 294).

The plaintiff also appeals from the order and opinion dated August 2, 2011 (D.I. 247, D.I. 248) granting the defendants' motion for partial summary judgment filed February 4, 2011 (D.I. 98) and any other order or ruling underlying it.

The \$450 docketing fee required by 28 U.S.C. § 1913 and the \$5 filing fee required by 28 U.S.C. § 1917 have been paid electronically through the Court's CM/ECF system.

Dated: July 23, 2012

Respectfully submitted,

**FISH & RICHARDSON P.C.**

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