

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

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BAE SYSTEMS INFORMATION AND		:
ELECTRONIC SYSTEMS		:
INTEGRATION INC.,		:
		:
Plaintiff,		:
		:
v.	C.A. No. 09-769 (LPS)	:
		:
AEROFLEX INCORPORATED and		:
AEROFLEX PLAINVIEW, INC.,		:
		:
Defendants.		:
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**DEFENDANTS' NOTICE OF CROSS APPEAL**

Notice is hereby given, pursuant to Federal Rules of Appellate Procedure 3 and 4(a)(3), that Defendants Aeroflex Incorporated and Aeroflex Plainview, Inc. cross appeal to the United States Court of Appeals for the Federal Circuit from the memorandum order dated July 23, 2012 (D.I. 458) denying Defendants' Motion for Sanctions under Federal Rule of Civil Procedure 11 (D.I. 245); the memorandum order dated May 15, 2012 (D.I. 449) denying Defendants' Motion for Vacatur of Preliminary Findings in View of Material Misrepresentations of Fact and Motion for Sanctions (D.I. 302) as moot; and the judgment dated July 23, 2011 (D.I. 459) to the extent that it incorporates or reflects the foregoing orders and rulings.

[SIGNATURE ON FOLLOWING PAGE]

Dated: August 3, 2012

**DUANE MORRIS LLP**

/s/ Matt Neiderman

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