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7

8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
10

11 VACATION EXCHANGE, LLC.,

12 Plaintiff,

13 v.

14 WYNDHAM EXCHANGE AND  
RENTALS, INC., a Delaware corporation;  
15 and RCI, LLC, a Delaware limited liability  
company,

16 Defendants.  
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Case No. CV12-4229 RGK (FFMx)

**PLAINTIFF VACATION  
EXCHANGE, LLC'S NOTICE OF  
APPEAL TO THE FEDERAL  
CIRCUIT**

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1 NOTICE IS HEREBY GIVEN that Plaintiff VACATION EXCHANGE, LLC, in the  
2 above-captioned case, hereby appeals to the United States Court of Appeals for the Federal  
3 Circuit from this Court's Order, entered September 18, 2012 [at docket 27], granting  
4 Defendants' Motion to Dismiss Under Rule 12(b)(6). A true and correct copy of the Order  
5 is attached hereto as Exhibit A.

6 Respectfully submitted, this the 28<sup>th</sup> day of September, 2012.

7  
8 Dated: September 28, 2012

**ONE LLP**

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10 By: /s/ Joseph K. Liu  
11 Joseph K. Liu  
12 Attorneys for Plaintiff,  
13 Vacation Exchange, LLC  
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**CERTIFICATE OF SERVICE**

I hereby certify that, on September 28, 2012, a copy of the foregoing **PLAINTIFF VACATION EXCHANGE, LLC'S NOTICE OF APPEAL TO THE FEDERAL CIRCUIT**, was filed electronically. Notice of this filing will be sent to the following counsel of record by operation of the Court's electronic filing system.

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Dated: September 28, 2012

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