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6 Attorneys for Plaintiffs
 SYNTHES USA, LLC (f/k/a SYNTHES (U.S.A.));
 7 SYNTHES USA SALES, LLC; and SYNTHES, INC.

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN JOSE DIVISION**

11	SYNTHES USA, LLC (f/k/a SYNTHES)	Case No. C-09-01201-RMW (HRL)
12	(U.S.A.)); SYNTHES USA SALES, LLC; and)	
13	SYNTHES, INC.)	NOTICE OF APPEAL BY PLAINTIFFS
14	Plaintiffs,)	SYNTHES USA, LLC (F/K/A SYNTHES
15	v.)	(U.S.A.)); SYNTHES USA SALES, LLC;
16	SPINAL KINETICS, INC.,)	AND SYNTHES, INC.
17	Defendant.)	
)	Hon. Ronald M. Whyte

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1 Notice is hereby given that Plaintiffs Synthes USA, LLC (f/k/a Synthes (U.S.A.)), Synthes
2 USA Sales, LLC, and Synthes, Inc. appeal to the United States Court of Appeals for the Federal
3 Circuit from the Order re Post Trial Motions, Dkt. 577, dated September 26, 2012 and filed on
4 September 27, 2012 (Exhibit A), and from all interlocutory orders, rulings, opinions and decisions
5 that preceded Dkt. 577, including but not limited to the Order Construing Disputed Claim Language
6 of United States Patent No. 7,429,270, Dkt. 84, dated and filed June 23, 2010, the Order on Parties
7 Pretrial Motions, Dkt. 298, dated and filed on August 19, 2011, the Order Requiring Response to
8 Plaintiff's Motion in Limine Filed October 3, 2011, Dkt. 409, dated and filed October 11, 2011, the
9 Pretrial Order and Rulings on Motions in Limine, Dkt. 420, dated and filed on November 2, 2011,
10 the Order on Additional in Limine Motion and Evidentiary Objections, Dkt. 431, dated and filed on
11 November 14, 2011, the Jury Instructions, Dkt. 496, filed December 8, 2011, the Verdict, Dkt. 497,
12 dated and filed December 13, 2011, the Judgment, Dkt. 524, dated and filed April 23, 2012, and all
13 other orders, rulings, opinions and decisions including, but not limited to, evidentiary orders issued
14 during the trial in this matter.

15 Respectfully submitted,

16 SIDLEY AUSTIN LLP

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18 Dated: October 17, 2012

19 By: /s/ Jeffrey M. Olson
20 Jeffrey M. Olson
21 Attorneys for Plaintiffs
22 SYNTHES USA, LLC (f/k/a SYNTHES (U.S.A.));
23 SYNTHES USA SALES, LLC; and SYNTHES, INC.
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