

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	§	
REALTIME DATA, LLC d/b/a IXO,	§	
	§	
Plaintiff,	§	No. 11 Civ. 6704 (KBF)
	§	ECF Case
v.	§	
	§	
MORGAN STANLEY, et al.,	§	<u>NOTICE OF APPEAL</u>
	§	
Defendants.	§	
-----X	§	

Notice is hereby given that Plaintiff Realtime Data, LLC d/b/a IXO in the above named case (the "Action") hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment Pursuant to Fed. R. Civ. P. 54(b) entered in this Action on November 9, 2012 (D.I. No. 153).

Dated: November 21, 2012

McKool Smith, P.C.

/s/ Robert A. Cote

Robert A. Cote
rcote@mckoolsmith.com
Brett E. Cooper
bcooper@mckoolsmith.com
Daniel J. Melman
dmelman@mckoolsmith.com
Lauren L. Fornarotto
lfornarotto@mckoolsmith.com
One Bryant Park, 47th Floor
New York, New York 10036
Telephone: (212) 402-9400
Facsimile: (212) 402-9444

Dirk D. Thomas
dthomas@mckoolsmith.com
1999 K Street NW, Suite 600
Washington, DC 20006

Telephone: (202) 370-8302
Facsimile: (202) 370-8344

**ATTORNEYS FOR PLAINTIFF
REALTIME DATA, LLC D/B/A/ IXO**