

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

_____	)	
WYETH and ELAN PHARMA	)	
INTERNATIONAL LIMITED,	)	
	)	
Plaintiffs,	)	
v.	)	Civil Action No. 07-1492 (JR)
	)	
HON. JON W. DUDAS,	)	
Under Secretary of Commerce	)	
for Intellectual Property and	)	
Director of the United States	)	
Patent and Trademark Office	)	
	)	
Defendant.	)	
_____	)	

NOTICE OF APPEAL

\_\_\_\_\_ Notice is hereby given that defendant Jon W. Dudas, Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office, hereby appeals to the United States Court of Appeals for the District of Columbia Circuit from the memorandum opinion and order filed on September 30, 2008, in the above action granting plaintiff's motion for summary judgment and denying defendant's motion for summary judgment.

Respectfully submitted,

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United States Attorney

/s/

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The Clerk will please serve the following individuals with notice of this appeal:

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