

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

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IN RE URETHANE ANTITRUST LITIGATION)	
_____)	
THIS DOCUMENT RELATES TO:)	Case No. 04-md-1616-JWL-JPO
POLYETHER POLYOL CASES)	
_____)	

NOTICE OF APPEAL

Notice is hereby given that defendant The Dow Chemical Company (“Dow”) hereby appeals to the United States Court of Appeals for the Tenth Circuit from the Amended Judgment in a Civil Case (Dkt. 2964) entered in this action against Dow on July 26, 2013. Dow’s appeal includes (1) the Memorandum and Order (Dkt. 2962) entered on July 26, 2013, denying Dow’s motion to amend the judgment; (2) the Memorandum and Order (Dkt. 2879) entered on May 15, 2013, denying Dow’s motion to decertify the class and Dow’s post-trial motion for judgment as a matter of law or for a new trial; (3) the Memorandum and Order (Dkt. 2649) entered on December 21, 2012, denying Dow’s motions to exclude expert testimony; (4) the Memorandum and Order (Dkt. 708) entered on July 29, 2008, granting class certification; and (5) all rulings rendered in support of, or merged into, the Amended Judgment.

Respectfully submitted,

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Certificate of Service

On August 22, 2013, a copy of the foregoing was filed with the Court through the ECF system, which provides electronic service of the filing to all counsel of record who have registered for ECF notification in this matter.

s/ Brian R. Markley
Attorney for The Dow Chemical Company