

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

CARRIER CORPORATION, CARRIER )  
S.A., CARRIER ITALIA S.p.A., )  
 )  
Plaintiffs, )  
v. )

No. 06-cv-2186 D/P

OUTOKUMPU OYJ, OUTOKUMPU )  
COPPER PRODUCTS OY, )  
OUTOKUMPU COPPER (U.S.A.), INC., )  
OUTOKUMPU COPPER FRANKLIN, )  
INC., MUELLER INDUSTRIES, INC., )  
MUELLER EUROPE LTD., )  
 )  
Defendants. )

Honorable Judge Bernice B. Donald  
Magistrate Judge Tu M. Pham

**NOTICE OF CROSS-APPEAL**

NOTICE IS HEREBY GIVEN that, pursuant to Fed. R. App. P. 4(a)(3), Defendants Outokumpu Oyj; Outokumpu Copper Products Oy (now known as Luvata Oy); Outokumpu Copper Franklin, Inc. (now known as Luvata Franklin, Inc.); and Outokumpu Copper (USA), Inc. (now known as Luvata Sales USA, Inc.) hereby cross-appeal to the United States Court of Appeals for the Sixth Circuit from the Final Judgment entered on July 27, 2007 (Docket No. 94) and the Order of Dismissal entered on July 27, 2007 (Docket No. 93) (collectively, the “Judgment and Order”) to the extent that the Court of Appeals does not affirm the Judgment and Order on the grounds set forth by the District Court and insofar as the Court of Appeals determines that the Judgment and Order did not dismiss the case on the merits and with prejudice.

Dated: August 31, 2007

Respectfully submitted,  
APPERSON CRUMP & MAXWELL, PLC

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*Oy, Outokumpu Copper (U.S.A.), Inc., and*  
*Outokumpu Copper Franklin, Inc.*