

**NOTICE OF APPEAL
TO
U.S. COURT OF APPEALS, THIRD CIRCUIT**

U.S. District Court for the District of Delaware

IN RE CLASS 8 TRANSMISSION
INDIRECT PURCHASER ANTITRUST
LITIGATION

Circuit Court
Docket Number: _____

District Court
Docket Number: Civil Action No. 11-009-SLR

District Court Judge: Sue L. Robinson

Notice is hereby given that the Indirect Purchaser Plaintiffs¹ in the above-named case appeal to the United States Court of Appeals for the Third Circuit from all prior adverse rulings and orders in this case, including, without limitation:

1. the Order and Opinion of this Court entered in the above-captioned action (the “Action”) on October 21, 2015 [D.I. 327 and 328, attached as Exhibit A and B hereto], (a) dismissing the Action, and, (b) denying Indirect Purchaser Plaintiffs’ Motion For Leave To Withdraw Class Representatives And To Substitute New Class Representatives In Their Place [D.I. 180], and (c) denying Indirect Purchaser Plaintiffs’ Motion For Class Certification [D.I. 184]; and
2. the discovery order of this Court at the court conference of June 25, 2013 [a transcript is attached as Exhibit C hereto].

¹ Indirect Purchaser Plaintiffs include Ryan Avenarius (representing the Iowa State Class); Big Gain Inc. (representing the Minnesota State Class); Carleton Transport Service (representing the Nebraska State Class); James Cordes on behalf of Cordes Inc. (representing the Michigan State Class); Meunier Enterprises LLC, individually and as parent company of Auto Transport Leasing, Inc. and Exotic Car Transport, Inc. (representing the Florida and North Carolina State Classes); Paul Prosper on behalf of Prosper Trucking Inc. (representing the Vermont State Class); Rodney E. Jaeger (representing the Wisconsin State Class); Purdy Brothers Trucking Co. (representing the Tennessee State Class); proposed California representative TC Construction Co. Inc. (seeking represent to the California State Class); and proposed Kansas representative Phillip E. Nix (seeking to represent the Kansas State Class).

Dated: November 17, 2015

Respectfully Submitted,

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