

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

MARKET AMERICA, INC., )  
Plaintiff, )  
v. ) C.A. No. 09-494 (GMS)  
GOOGLE INC., )  
LTECH CONSULTING, LLC, )  
and GETTHEJOB DEVELOPMENT )  
SERVICES, LLC, )  
Defendants. )

## **NOTICE OF APPEAL**

Notice is hereby given that Market America, Inc., plaintiff in the above named case, hereby exercises its right under Federal Rule of Appellate Procedure 4(a)(1)(A) to appeal to the United States Court of Appeals for the Third Circuit from:

- (1) Memorandum and Order Granting Defendants' Motion to Dismiss Counts I, II and III entered on August 9, 2010, (D.I. 35), and
- (2) Memorandum and Order Granting Motion for Judgment on the Pleadings or, in the Alternative, for Summary Judgment on Count IV entered in this action on April 19, 2011 (D.I. 58);

The Docket Entry closing this case was entered on April 19, 2011.

## MORRIS JAMES LLP

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