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Attorneys for Plaintiff
Pactiv Corporation

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS**

_____	:	
PACTIV CORPORATION,	:	
	:	
Plaintiff,	:	Civil Action No.: 10-cv-00461
	:	Hon. Harry D. Leinenweber
v.	:	
	:	
MULTISORB TECHNOLOGIES, INC.,	:	
	:	
Defendant.	:	
_____	:	

MOTION FOR PARTIAL JUDGMENT ON THE PLEADINGS AND TO DISMISS

Plaintiff Pactiv Corporation (“Pactiv”), by and through its attorneys, Levin Ginsburg and Gibbons P.C., hereby moves before this Court for Partial Judgment on the Pleadings and to Dismiss Multisorb Technologies, Inc.’s (“Multisorb’s”) counterclaim for false marking. For the reasons set forth in the Pactiv’s Memorandum of Law in Support of its Motion for Partial

Judgment on the Pleadings and to Dismiss, Pactiv respectfully requests that this Court dismiss Multisorb's counterclaim for false marking because the claim is precluded by the Leahy-Smith America Invents Act, which was signed into law on September 16, 2011.

Dated: September 27, 2011

By: /s/ Mitchell S. Chaban
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CERTIFICATE OF SERVICE

I, Mitchell S. Chaban, an attorney at the law firm of Levin Ginsburg, hereby certify that on September 27, 2011 this Motion for Partial Judgment on the Pleadings and to Dismiss was electronically filed with the Clerk of the Court on behalf of Plaintiff Pactiv Corporation.

I hereby further certify that I caused true and correct copies of the foregoing document to be served via electronic service upon the following individuals:

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Dated: September 27, 2011
Chicago, Illinois

/s/ Mitchell S. Chaban
Mitchell S. Chaban