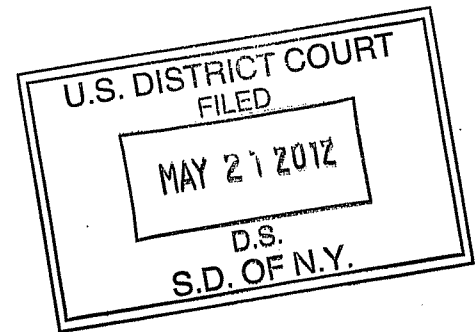


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UNITED STATES DISTRICT COURT  
 SOUTHERN DISTRICT OF NEW YORK

NATURAL RESOURCES DEFENSE  
 COUNCIL, INC.; CENTER FOR SCIENCE  
 IN THE PUBLIC INTEREST; FOOD  
 ANIMAL CONCERNS TRUST; PUBLIC  
 CITIZEN, INC.; and UNION OF  
 CONCERNED SCIENTISTS, INC.,

Plaintiffs,

v.

UNITED STATES FOOD AND DRUG  
 ADMINISTRATION; MARGARET  
 HAMBURG, in her official capacity as  
 Commissioner, United States Food and Drug  
 Administration; CENTER FOR  
 VETERINARY MEDICINE;  
 BERNADETTE DUNHAM, in her official  
 capacity as Director, Center for Veterinary  
 Medicine; UNITED STATES  
 DEPARTMENT OF HEALTH AND  
 HUMAN SERVICES; and KATHLEEN  
 SEBELIUS, in her official capacity as  
 Secretary, United States Department of  
 Health and Human Services,

Defendants.

11 Civ. 3562 (THK)  
 ECF Case

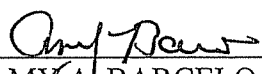
NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that defendants the United States Food and Drug Administration; Margaret Hamburg, in her official capacity as Commissioner of Food and Drugs; Center for Veterinary Medicine; Bernadette Dunham, in her official capacity as Director,

Center for Veterinary Medicine; United States Department of Health and Human Services; and Kathleen Sebelius, in her official capacity as Secretary, United States Department of Health and Human Services, hereby appeal to the United States Court of Appeals for the Second Circuit from the Memorandum Opinion and Order, dated March 22, 2012, and entered in this action on March 22, 2012.

Dated: New York, New York  
May 21, 2012

PREET BHARARA  
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TO: CLERK  
UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT  
United States Court of Appeals for the Second Circuit  
Daniel Patrick Moynihan Courthouse  
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