

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

AUTHENTICOM, INC., Plaintiffs, v. CDK GLOBAL, LLC, and THE REYNOLDS AND REYNOLDS COMPANY, Defendants.	No. 3:17-CV-318-JDP
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DOCKETING STATEMENT

Defendant-Appellant The Reynolds and Reynolds Company (“Reynolds”) submits this Docketing Statement pursuant to Seventh Circuit Rules 3(c)(1) and 28(a):

1. District Court Jurisdiction

Authenticom filed this case on May 1, 2017 in the United States District Court for the Western District of Wisconsin. The Complaint sought: (1) declaratory relief; (2) preliminary and permanent injunctions; and (3) damages for violations of Section 1 of the Sherman Act, 15 U.S.C. § 1, Section 2 of the Sherman Act, 15 U.S.C. § 2, Section 4 of the Clayton Act, 15 U.S.C. § 15, and alleged tortious interference with contract under Wisconsin common law. The district court had original federal question jurisdiction over the Sherman Act claims under 28 U.S.C. § 1331 and supplemental jurisdiction over the tortious interference claim under 28 U.S.C. § 1367(a).

2. Court of Appeals' Jurisdiction.

The United States Court of Appeals for the Seventh Circuit has jurisdiction over this appeal from entry of a mandatory preliminary injunction by the United States District Court for the Western District of Wisconsin under 28 U.S.C. § 1292(a)(1).

- a) On July 28, 2017, the United States District Court for the Western District of Wisconsin entered a mandatory preliminary injunction against defendants. Previously on July 14, 2017, the district court had entered an Opinion & Order granting the motion for a preliminary injunction, but not imposing the injunction itself.
- b) No motion affecting the time to appeal was filed.
- c) Reynolds' notice of appeal was filed on July 28, 2017.
- d) This case is not a direct appeal from the decision of a magistrate judge.

3. This is an appeal from an interlocutory order granting a preliminary injunction.

The other claims remain pending in the district court. The Seventh Circuit has jurisdiction to review the order on appeal under 28 U.S.C. § 1292(a)(1).

4. No prior or related appellate proceedings have been filed or are pending in the Seventh Circuit.

Respectfully submitted,

THE REYNOLDS AND REYNOLDS COMPANY

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CERTIFICATE OF SERVICE

I, Aundrea K. Gulley, certify that on July 28, 2017, I electronically filed the foregoing ***DOCKETING STATEMENT*** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to attorneys of record.

I certify under penalty of perjury that the foregoing is true and correct.

DATED this 28th day of July, 2017.

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