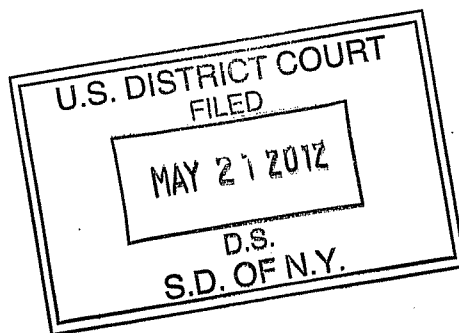


PREET BHARARA
United States Attorney for the
Southern District of New York
By: AMY A. BARCELO
Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, New York 10007
Telephone: (212) 637-6559
Fax: (212) 637-2730
amy.barcelo@usdoj.gov



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

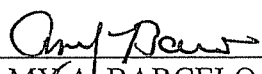
NOTICE OF APPEAL

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
United States Attorney for the
Southern District of New York
Attorney for Defendants

By: 
AMY A. BARCELO
ELLEN LONDON
Assistant United States Attorneys
86 Chambers Street, 3rd Floor
New York, New York 10007
Tel. No.: (212) 637-6559

TO: CLERK
UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT
United States Court of Appeals for the Second Circuit
Daniel Patrick Moynihan Courthouse
500 Pearl Street, Room 370
New York, New York 10007

Mitchell S. Bernard, Esq.
Jen Sorenson, Esq.
Natural Resources Defense Council, Inc.
40 West 20th St.
New York, NY 10011
Attorneys for Plaintiffs