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In Re: Bayer AG

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Filed July 23, 1998

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 97-5047

In re: Application pursuant to 28 U.S.C. S 1782 for an Order permitting BAYER AG, Applicant-Appellant, to take discovery, pursuant to the Federal Rules of Civil Procedure, of BETACHEM, INC. for use in an action pending in the FIRST INSTANCE COURT NO. 25 of BARCELONA, SPAIN

v.

Bayer AG,
Appellant

On Appeal from the United States District Court
for the District of New Jersey
(D.C. No. 96-cv-05650)

Before: SLOVITER, COWEN and LEWIS,* Circuit Judges

ORDER AMENDING OPINION

IT IS ORDERED that the slip opinion in the above case,
filed on June 9, 1998, be amended as follows:

On page 1, insert the name Daniel L. Reisner after the
name Milton Sherman.

* Judge Lewis heard argument in this matter but was unable to clear the opinion due to illness.

By the Court,

/s/ Dolores K. Sloviter
Circuit Judge

Dated: July 23, 1998

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Clerk of the United States Court of Appeals
for the Third Circuit