

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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GS LABS, LLC, <i>a Nebraska limited</i> )	Case No.: 21-cv-2400 (SRN/TNL)
<i>liability company,</i> )	
)	
Plaintiff, )	
)	<b>PLAINTIFF GS LABS'S</b>
v. )	<b>NOTICE OF APPEAL</b>
)	
MEDICA INSURANCE COMPANY, <i>a</i> )	
<i>Minnesota insurance corporation,</i> )	
)	
Defendant. )	
_____ )	

Pursuant to Federal Rules of Appellate Procedure 3 and 4, notice is hereby timely given that Plaintiff GS Labs, LLC (“GS Labs”) appeals to the United States Court of Appeals for the Eighth Circuit from the following:

1. Final Judgment entered September 20, 2022 (Dkt. No. 55); and
2. Order on Plaintiff’s Motion for Partial Summary Judgment and Defendant’s Motion to Dismiss entered September 20, 2022 (Dkt. No. 54).

Pursuant to Federal Rule of Appellate Procedure 3(c)(6), GS Labs designates only the parts of the above judgment and appealable order that relate to GS Labs’s claims in Counts I and II of the Complaint (*see* Dkt. No. 1), and GS Labs so limits its appeal. For the avoidance of doubt, GS Labs’s notice of appeal does not seek review on appeal of the parts of the above judgment and appealable order that relate to GS Labs’s other claims in the Complaint, which the district court dismissed without prejudice. Therefore, the scope of GS Labs’s appeal only includes issues that relate to Counts I and II of the Complaint.

Respectfully submitted,

Dated: October 19, 2022

**WINTHROP & WEINSTINE, P.A.**

*s/ Thomas H. Boyd*

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