

IN THE UNITED STATES DISTRICT COURT FOR  
THE NORTHERN DISTRICT OF NEW YORK

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UTICA MUTUAL INSURANCE COMPANY, :	
	No. 6:13-CV-01178 (GLS/TWD)
Plaintiff, :	
v. :	
CLEARWATER INSURANCE COMPANY, :	
	<b>NOTICE OF APPEAL</b>
Defendant. :	
-----X	

Notice is hereby given that plaintiff, Utica Mutual Insurance Company (“Utica”), hereby appeals to the United States Court of Appeals for the Second Circuit from this Court’s grant of partial summary judgment to defendant Clearwater Insurance Company on November 20, 2014 (Dkt. 54), from the Court’s denial of Utica’s motion to reconsider on July 23, 2015 (Dkt. 99), from the summary order entered on July 14, 2016 (Dkt. 130), and from the final judgment entered in the case on July 14, 2016 (Dkt. 131), which awards an amount to Utica capped at the levels set in the Court’s November 20, 2014, ruling. Utica does not dispute that it is entitled to judgment in its favor, but appeals from the Court’s imposition of a cap on the amount that it is entitled to recover.

DATED: July 14, 2016

Respectfully submitted,

By: /s/ William M. Sneed  
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**CERTIFICATE OF SERVICE**

I certify that on July 14, 2016, a copy of the foregoing was electronically filed with the Clerk of the U.S. District Court for the Northern District of New York using the CM/ECF system, which sent notification of such filing to the attorneys listed below:

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