

James H. Weingarten, DC Bar No. 985070
Peggy Bayer Femenella, DC Bar No. 472770
James Abell, DC Bar No. 990773
Cem Akleman, FL Bar No. 107666
Meredith R. Levert, DC Bar No. 498245
Jennifer Fleury, NY Bar No. 5053178
Federal Trade Commission
600 Pennsylvania Avenue, NW
Washington, DC 20580
Tel: (202) 326-3570
jweingarten@ftc.gov; pbayer@ftc.gov;
jabell@ftc.gov; cakleman@ftc.gov;
jfleury@ftc.gov; mlevert@ftc.gov

Erika Wodinsky, CA Bar No. 091700
90 7th Street, Suite 14-300
San Francisco, CA 94103
Tel: (415) 848-5190
ewodinsky@ftc.gov

[Additional counsel identified on signature page in accordance with Local Rule 3-4(a)(1)]

Attorneys for Plaintiff Federal Trade Commission

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

MICROSOFT CORP.

and

ACTIVISION BLIZZARD, INC.,

Defendants.

Case No. 3:23-cv-02880-JSC

PLAINTIFF'S NOTICE OF APPEAL

Honorable Jacqueline Scott Corley

1 Notice is hereby given that Plaintiff Federal Trade Commission (“FTC”) appeals to the United
 2 States Court of Appeals for the Ninth Circuit from this Court’s Opinion dated July 10, 2023 and entered
 3 on the Court’s docket on July 11, 2023 at ECF Docket Number 305 denying the FTC’s request for a
 4 preliminary injunction pursuant to Federal Trade Commission Act § 13(b), 15 U.S.C. 53(b).

5
 6 Dated: July 12, 2023

Respectfully Submitted,

7 /s/ James H. Weingarten

8 James H. Weingarten
 9 Peggy Bayer Femenella
 10 James Abell
 11 Cem Akleman
 12 J. Alexander Ansaldo
 13 Michael T. Blevins
 14 Amanda L. Butler
 15 Nicole Callan
 16 Maria Cirincione
 17 Kassandra DiPietro
 18 Jennifer Fleury
 19 Michael A. Franchak
 20 James Gossmann
 21 Ethan Gurwitz
 22 Meredith R. Levert
 23 David E. Morris
 24 Merrick Pastore
 25 Stephen Santulli
 26 Edmund Saw

27 Federal Trade Commission
 28 600 Pennsylvania Avenue, NW
 Washington, DC 20580
 Tel: (202) 326-3570

Erika Wodinsky
 90 7th Street, Suite 14-300
 San Francisco, CA 94103
 Tel: (415) 848-5190

Counsel for Plaintiff Federal Trade Commission