United States District Court,
E.D. Missouri, Southeastern Division.

MOLECULAR NUTRITION, LLC et al,
Plaintiffs.
v.
SYNTRAX INNOVATIONS, INC. et al,
Defendants.

Civil Action No. 1:06 CV 13 HEA

Jan. 9, 2007.

Dale M. Weppner, Greensfelder and Hemker, P.C., St. Louis, MO, James A. Wells, Philadelphia, PA, for Plaintiffs.

Frank M. Holbrook, Melody McAnally, Butler and Snow, Memphis, TN, Thomas L. Peterson, Adorno and Yoss, LLP, Washington, DC, Jonathan E. Fortman, Law Office of Jonathan E. Fortman, St. Louis, MO, for Defendants.

AGREED ORDER REGARDING CONSTRUCTION OF CLAIM TERMS

HENRY EDWARD AUTREY**, District Judge.**

This Court, having considered the parties' submissions on the construction of the claim terms of Claim 1 of U.S. Patent No. 6,841, 573 (the "'573 patent"), is of the opinion and finds that the following constructions should be entered. *See* Markman v. Westview Instruments, 52 F.3d 967 (Fed.Cir.1995) (en banc), *aff'd,* 517 U.S. 370 (1996); Phillips v. AWH Corp., 415 F.3d 1303 (Fed.Cir.2005).

Muscle Mass-Muscle Mass is skeletal human muscle mass.

Administering orally to a human-Administering orally to a human is ingestion by mouth.

Arachidonic acid-Arachidonic acid is a naturally occurring polyunsaturated fatty acid used by the body.

Raising the level-Raising the level is increasing.

Endogenous prostaglandin-Endogenous prostaglandin is a kind of inflammatory hormone.

PGF2 alpha-PGF2 alpha is a kind of non-steroidal hormone.

IT IS SO ORDERED.

E.D.Mo.,2007.
Molecular Nutrition, LLC v. Syntrax Innovations, Inc.

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