

**PRECEDENTIAL**

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

---

Nos. 05-1817 and 04-3933

---

IFC INTERCONSULT, AG,

Appellant in 1817

v.

SAFEGUARD INTERNATIONAL PARTNERS, LLC;  
SAFEGUARD INTERNATIONAL FUND, L.P.

and

IFC INTERCONSULT, AG

v.

SAFEGUARD INTERNATIONAL PARTNERS, LLC,

Appellant in 3933

---

Appeal from the United States District Court  
for the Eastern District of Pennsylvania  
(D.C. No. 04-mc-00107)  
District Judge: Hon. Marvin Katz

---

Argued on 11/14/05

Before: ROTH, FUENTES and BECKER, Circuit Judges

Dennis R. Suplee, Esquire (ARGUED)  
Nancy Winkelman, Esquire  
Stephen A. Fogdall, Esquire  
Schnader, Harrison, Segal & Lewis LLP  
Suite 3600  
1600 Market Street  
Philadelphia, PA 19103

James D. Zirin, Esquire (ARGUED)  
Sidley Austin Brown & Wood LLP  
787 Seventh Avenue  
New York, NY 10019

Counsel for IFC Interconsult, AG

Kenneth I. Levin, Esquire (ARGUED)  
Matthew J. Hank, Esquire  
Anne M. Aaronson, Esquire  
Pepper Hamilton LLP  
Two Logan Square  
18<sup>th</sup> & Arch Streets  
Philadelphia, PA 19103

Counsel for Safeguard International Fund, L.P.

Paul R. Rosen, Esquire (ARGUED)  
Bruce Bellingham, Esquire  
Spector Gadon & Rosen, PC  
1635 Market Street  
Seven Penn Center, 7<sup>th</sup> Floor  
Philadelphia, PA 19103

Counsel for Safeguard International Partners, LLC

**ORDER AMENDING OPINION**

ROTH, Circuit Judge

IT IS ORDERED that the published Opinion in the above case filed February 13, 2006, be amended as follows:

On page 24, line 33, delete the word “strikes.”

On page 25, line 21-22, “In the instant case, the District Court characterized the appeal as . . .” should be “The District Court characterized the instant case as ...”

By the Court,

/s/ Jane R. Roth  
Circuit Judge

Dated: February 23, 2006