

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

GENERAL ELECTRIC COMPANY,

Plaintiff,

v.

mitsubishi heavy industries,
ltd., and mitsubishi power
systems americas, inc.,

Defendants.

Civil Action No. 3:10-CV-276-F

NOTICE OF APPEAL

Notice is hereby given that defendants Mitsubishi Heavy Industries, Ltd. and Mitsubishi Power Systems, Americas, Inc. hereby appeal to the United States Court of Appeals for the Federal Circuit from the final judgment entered in this action on May 28, 2013 (Dkt. 767) and all underlying orders and rulings including, but not limited to, the Claim Construction Order entered on May 9, 2011 (Dkt. 155); Order Denying in Part and Granting In Part Defendant's Motion to Compel entered on September 19, 2011 (Dkt. 311); Order Adopting In Part the Special Masters' Reports and Recommendations entered on December 21, 2011 (Dkt. 389); Order Overruling in Part and Sustaining in Part the Parties' Objections to the Special Masters' Reports and Recommendations entered on January 13, 2012 (Dkt. 428); the Court's Supplemental Order Granting in Part and Denying in Part Defendants' Motion to Preclude Plaintiff from Offering Evidence or Argument Relating to Copying, entered on February 27, 2012 (Dkt. 503); Advisory Order Regarding Defendants' Proposed Non-Infringement Position entered on February 27,

2012 (Dkt. 508); Order Denying Defendants' Motion for Judgment as a Matter of Law on Non-Infringement entered on March 8, 2012 (Dkt. 529 & 533); the Court's Charge to the Jury (Dkt. 538); Order Conditionally Granting Plaintiff's Motion for Judgment; Granting in Part Plaintiff's Motion for Entry of Permanent Injunction; Denying Defendant's Motion for Judgment as a Matter of Law; and Denying Defendant's Motion for New Trial entered on July 9, 2012 (Dkt. 640); Order Denying Mitsubishi's Motion for a Determination of Plaintiff's Waiver of the Attorney Client and Work Product Privileges entered on April 5, 2013 (Dkt. 760); and the Court's Findings of Facts and Conclusions of Law in Favor of Plaintiff General Electric entered on May 28, 2013 (Dkt. 766).

Respectfully submitted this 26th day of June, 2013.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Appeal has been served via the Court's ECF system on all known counsel of record in accordance with the Federal Rules of Civil Procedure on this 26th day of June, 2013.

By: /s/ Lane Fletcher
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