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11 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

12 HALO ELECTRONICS, INC.,

13 Plaintiff,

14 v.

15 PULSE ELECTRONICS, INC., and
16 PULSE ELECTRONICS CORP.,

17 Defendants.

2:07-CV-00331-PMP-PAL

**DEFENDANTS' NOTICE OF
APPEAL**

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1 Notice is hereby given that Defendants Pulse Electronics, Inc. and Pulse Electronics Corp.
2 (collectively "Pulse") in the above-named case hereby appeal to the United States Court of Appeals
3 for the Federal Circuit from the final judgment entered on May 28, 2013, including all orders of the
4 District Court entered in this case, and including the orders listed below.

- 5 (1) The Order dated June 14, 2010 (Dkt. No. 194) regarding claim construction. A copy
6 of this Order is attached hereto as Exhibit A;
- 7 (2) The Order dated September 6, 2011 (Dkt. No. 300): (a) denying Pulse's Motion for
8 Summary Judgment of No Infringement; (b) granting in part the Motion of Plaintiff
9 Halo Electronics, Inc. ("Halo") for Summary Judgment of Infringement; (c) granting
10 Halo's Motion for Summary Judgment of No Invalidity; (d) denying Pulse's Motion
11 for Summary Judgment of Invalidity; (e) denying Pulse's Motion for Summary
12 Judgment of Equitable Estoppel, Laches, and Failure to Mark; (f) denying in part
13 Pulse's Motion for Summary Judgment of No Liability for Sales Activity Outside of
14 North America; and (g) granting Halo's Motion to Strike and to Amend the Parties'
15 Stipulation. A copy of this Order is attached hereto as Exhibit B;
- 16 (3) The Order dated October 25, 2012 (Dkt. No. 383) denying Pulse's Daubert
17 Motion/Motion in Limine No. 1 to Preclude Certain of Plaintiff's Expert Opinions. A
18 copy of this Order is attached hereto as Exhibit C;
- 19 (4) The submission to the jury of the issues raised in Pulse's Rule 50 Motion, which was
20 deemed to have been filed on the record on November 14, 2012 and was denied upon
21 submission to the jury. A copy of the Day 6 Trial Transcript (November 14, 2012),
22 including the key portion at 5:22-6:4, is attached hereto as Exhibit D;
- 23 (5) The submission to the jury of the issues raised in Pulse's Rule 50 Motion, which was
24 deemed to have been filed on the record on November 20, 2012 and was denied upon
25 submission to the jury. A copy of the Day 10 Trial Transcript (November 20, 2012),
26 including the key portion at 138:7-139:8, is attached hereto as Exhibit E;
- 27 (6) The Order dated March 11, 2013 (Dkt. No. 519) denying Pulse's Motion for Judgment
28 as a Matter of Law. A copy of this Order is attached hereto as Exhibit F;

- 1 (7) The Order dated May 28, 2013 (Dkt. No. 522) regarding Pulse's Motion for Entry of
2 Findings of Fact and Conclusions of Law that found that judgment should be entered
3 in favor of Halo and against Pulse except on the issue of willful infringement. A copy
4 of this Order is attached hereto as Exhibit G;
- 5 (8) The Judgment entered on May 28, 2013 in favor of Halo and against Pulse awarding
6 damages to Halo in the amount of \$1,500,000 (Dkt. No. 523). A copy of the
7 Judgment is attached hereto as Exhibit H;
- 8 (9) The Order dated June 17, 2003 (Dkt. No. 528) granting the Motion of Halo for Entry
9 of a Permanent Injunction Against Pulse. A copy of this Order is attached hereto as
10 Exhibit I;
- 11 (10) The Order dated August 16, 2013 (Dkt. No. 561) denying Pulse's Renewed Motion
12 for Judgment as a Matter of Law, denying Pulse's Motion for a New Trial, and lifting
13 the stay of execution of the Judgment entered on May 28, 2013. A copy of this Order
14 is attached hereto as Exhibit J; and
- 15 (11) All other decisions, orders, rulings and judgments entered by the District Court in this
16 action that are appealable by Pulse.

17
18 Dated: September 16, 2013

DENTONS US LLP

/s/ Mark L. Hogge

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27 *Attorneys for Defendants Pulse Electronics,*
28 *Inc. and Pulse Electronics Corp.*

CERTIFICATE OF SERVICE

I certify that on September 16, 2013, I caused a true and correct copy of **DEFENDANTS' NOTICE OF APPEAL** to be served via the Court's CM/ECF system on the following:

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