# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

MOBILEMEDIA IDEAS LLC,	)
Plaintiff,	)
v.	) C.A. No. 10-258 (SLR) (MPT)
	)
APPLE INC.,	)
	)
Defendant.	

### MOBILEMEDIA IDEAS LLC'S NOTICE OF CROSS-APPEAL

On November 1, 2013, Defendant Apple Inc. ("Apple") filed a notice of appeal to the United States Court of Appeals for the Federal Circuit (D.I. 548), which appeal was docketed on November 4, 2013, as Case No. 14-1060 (D.I. 549).

Notice is hereby given that Plaintiff MobileMedia Ideas LLC ("MobileMedia") cross-appeals to the United States Court of Appeals for the Federal Circuit from the Rule 54(b) Final Judgment entered in this action on October 3, 2013 (D.I. 546), and all orders, opinions, rulings and judgments underlying that judgment that are adverse to MobileMedia including, but not limited to, those contained in the following:

- (i) the November 8, 2012 Memorandum Opinion (D.I. 461) and corresponding Order (D.I. 462);
- (ii) the November 15, 2012 Memorandum Order (D.I. 470);
- (iii) the December 3, 2012 Memorandum Order (D.I. 498);
- (iv) the September 5, 2013 Memorandum Opinion (D.I. 539) and corresponding Order (D.I. 540); and
- (v) the September 5, 2013 Memorandum Opinion (D.I. 541) and corresponding Order (D.I. 542).

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

## /s/Jack B. Blumenfeld

Jack B. Blumenfeld (#1014)
Rodger D. Smith II (#3778)
Jeremy A. Tigan (#5239)
1201 North Market Street
P.O. Box 1347
Wilmington, DE 19899
(302) 658-9200
jblumenfeld@mnat.com
rsmith@mnat.com
jtigan@mnat.com
Attorneys for MobileMedia Ideas LLC

### OF COUNSEL:

Steven M. Bauer Justin J. Daniels Safraz W. Ishmael PROSKAUER ROSE LLP One International Place Boston, MA 02110 (617) 526-9600

Kenneth Rubenstein Anthony C. Coles Alan Federbush PROSKAUER ROSE LLP Eleven Times Square New York, NY 10036 (212) 969-3000

November 13, 2013 7773215

### **CERTIFICATE OF SERVICE**

I hereby certify that on November 13, 2013, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on November 13, 2013, upon the following in the manner indicated:

Richard K. Herrmann, Esquire Mary B. Matterer, Esquire MORRIS JAMES LLP 500 Delaware Avenue, Suite 1500 Wilmington, DE 19801 Attorneys for Apple Inc.

VIA ELECTRONIC MAIL

VIA ELECTRONIC MAIL

Tara D. Elliott, Esquire FISH & RICHARDSON P.C. 222 Delaware Avenue, 17<sup>th</sup> Floor P.O. Box 1114 Wilmington, DE 19899-1114 Attorneys for Apple Inc.

John M. Farrell, Esquire FISH & RICHARDSON P.C. 500 Arguello Street, Suite 500 Redwood City, CA 94063 Attorneys for Apple Inc. VIA ELECTRONIC MAIL

Lauren A. Degnan, Esquire FISH & RICHARDSON P.C. 1425 K Street, NW, 11<sup>th</sup> Floor Washington, DC 20005 Attorneys for Apple Inc.

VIA ELECTRONIC MAIL

Frank E. Scherkenbach, Esquire FISH & RICHARDSON P.C. One Marina Park Drive Boston, MA 02110 Attorneys for Apple Inc. VIA ELECTRONIC MAIL

George A. Riley, Esquire Luann L. Simmons, Esquire O'MELVENY & MYERS LLP Two Embarcadero Center San Francisco, CA 94111 Attorneys for Apple Inc.

Vision Winter, Esquire Xin-Yi Zhou, Esquire O'MELVENY & MYERS LLP 400 South Hope Street Los Angeles, CA 90071 Attorneys for Apple Inc. VIA ELECTRONIC MAIL

VIA ELECTRONIC MAIL

/s/Jack B. Blumenfeld

Jack B. Blumenfeld (#1014)