

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

VIRNETX INC., ET AL.,

PLAINTIFFS,

v.

APPLE INC.,

DEFENDANT.

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Case No. 6:13-cv-211 (LED)

DEFENDANT APPLE INC.'S NOTICE OF APPEAL

Notice is hereby given that Defendant Apple Inc. hereby appeals the Court's Order granting in part and denying in part the motion of VirnetX, Inc. for an ongoing royalty (Dkt. 48 (under seal); Dkt. 53 (signed Feb. 25, 2014; filed Mar. 6, 2014)) and any judgment entered in this matter, to the United States Court of Appeals for the Federal Circuit.

To the extent this notice is deemed filed "before the entry of the judgment," this notice shall be "treated as filed on the date of and after the entry" of judgment. Fed. R. App. P. 4(a)(2).

Respectfully submitted,

/s/ Joseph A. Loy

Dated: March 27, 2014

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ATTORNEYS FOR APPLE INC.

CERTIFICATE OF SERVICE

I hereby certify that the following counsel of record who are deemed to have consented to electronic service are being served this 27th day of March, 2014, with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by, electronic mail, facsimile transmission and/or first class mail on this same date.

Dated: March 27, 2014

/s/ Joseph A. Loy
Joseph A. Loy