

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

VERSATA SOFTWARE, INC., VERSATA)
DEVELOPMENT GROUP, INC., and)
VERSATA INC.)

Plaintiffs,)

v.)

CALLIDUS SOFTWARE INC.,)

Defendant.)

C.A. No. 12-931-SLR

JURY TRIAL DEMANDED

**CALLIDUS SOFTWARE INC'S
NOTICE OF INTERLOCUTORY APPEAL**

Notice is hereby given that Callidus Software Inc. in the above named case appeals to the United States Court of Appeals for the Federal Circuit this Court's May 8, 2014 Memorandum and Order (D.I. 89-90) denying-in-part Callidus's August 30, 2013 Motion to Stay Proceedings Pending CBM Review Under the America Invents Act (D.I. 35).

The Federal Circuit has appellate jurisdiction pursuant to Section 18(b)(2) of the Leahy-Smith America Invents Act permitting immediate interlocutory appeals from decisions pertaining to motions to stay pending CBM Review. 35 U.S.C. § 321; AIA § 18(b)(2) ("A party may take an immediate interlocutory appeal from a district court's decision under paragraph (1). The United States Court of Appeals for the Federal Circuit shall review the district court's decision to ensure consistent application of established precedent, and such review may be de novo.").

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