

**IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

NXP B.V.,)
) **Case No. 6:12-cv-498-ORL-YK-TBS**
 Plaintiff,)
)
 vs.)
)
 BLACKBERRY LIMITED and)
 BLACKBERRY CORPORATION,)
)
 Defendants.)
 _____)

**NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE
FEDERAL CIRCUIT**

Notice is given that Plaintiff, NXP B.V. (“NXP”) hereby appeals to the United States Court of Appeals for the Federal Circuit from the district court’s September 22, 2014 Memorandum and Order denying NXP’s motion for a new trial and renewed motion for judgment as a matter of law (Doc. No. 561), the district court’s January 16, 2014 Order Regarding Claim Construction (Doc. No. 307), and all interlocutory or other orders subsidiary or relating to either of the foregoing, including, without limitation: (1) the February 18, 2014 Order Denying Motion for Reconsideration (Doc. No. 324); (2) the March 4, 2014 Order Granting Motion for Clarification (Doc. No. 343); (3) the March 21, 2014 Order Denying Motion to Amend the Parties’ Joint Pretrial Statement (Doc. No. 408); (4) the March 21, 2014 Order Granting Defendants’ Motion to Quash (Doc. No. 410); (5) the district court’s adverse evidentiary rulings, including, without limitation, the March 25, 2014 Order

Granting in Part and Denying in Part NXP's Sealed Motion (Doc. No. 419), the March 25, 2014 Order Granting in Part and Denying in Part Blackberry's Sealed Motion (Doc. No. 420) and the district court's oral evidentiary rulings as reflected in the trial transcript; and (6) any other rulings, decisions, orders, judgments, findings and/or conclusions entered in this lawsuit inconsistent with NXP's claim that defendants infringe, or concerning the validity of, the patents-in-suit.

With this notice, Plaintiff provides payment in the amount of \$505.00 for the \$500.00 fee for docketing this Notice of Appeal and the \$5.00 fee for the certified copy of the docket, as required by Rule 3 of the Federal Rules of Appellate Procedure and 28 U.S.C. §§ 1913 and 1917.

Dated: October 22, 2014

Respectfully Submitted,

/s/ Mark A. Lemley

Thomas A. Zehnder, Esq.
Florida Bar No.: 0063274
Taylor F. Ford, Esq.
Florida Bar No. 0041008
KING, BLACKWELL, ZEHNDER & WERMUTH P.A.
P.O. Box 1631
Orlando, FL 32802-1631
Telephone: (407) 422-2472
Facsimile: (407) 648-0161
Email: tzehnder@kbzwlaw.com
Email: tford@kbzwlaw.com

Denise M. De Mory (Admitted *pro hac vice*)
Matthew F. Greinert (Admitted *pro hac vice*)
Aaron R. Hand (Admitted *pro hac vice*)
Cliff Win (Admitted *pro hac vice*)
BUNSOW, DE MORY, SMITH & ALLISON LLP
351 California Street, Suite 200
San Francisco, CA 94104
Telephone: (415) 426-4747
Facsimile: (415) 426-4744
E-Mail: dmemory@bdiplaw.com
E-Mail: mgreinert@bdiplaw.com
E-Mail: ahand@bdiplaw.com
E-Mail: cwin@bdiplaw.com

Mark A. Lemley (Admitted *pro hac vice*)
DURIE TANGRI LLP
217 Leidesdorff Street
San Francisco, CA 94111
Telephone: (415) 362-6666 |
Facsimile: (415) 236-6300
E-Mail: mlemley@durietangri.com

Counsel for Plaintiff NXP B.V.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was electronically filed with the Clerk of the Courts by using the ECF system.

Dated: October 22, 2014

/s/ Mark A. Lemley

Mark A. Lemley