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

SUMMIT DATA SYSTEMS LLC,

:

Plaintiff,

:

v. : C.A. No. 10-00749-GMS

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EMC CORPORATION, BUFFALO TECHNOLOGY (USA), INC., D-LINK SYSTEMS, INC., HITACHI DATA SYSTEMS CORPORATION, NETAPP, INC., NETGEAR INC., and ONAP, INC.

:

Defendants. :

## Notice of Appeal

Notice is hereby given that Summit Data Systems, LLC, plaintiff in the above named case, hereby appeals to the United States Court of Appeals for the Federal Circuit from an order granting the Motion for Attorney Fees and Costs filed by Netapp Inc., entered in this action on the 25<sup>th</sup> day of September, 2014 (Docket Item 261), in which the Court granted the request for attorneys' fees and found that the case was exceptional, as well as the related Memorandum also entered in this action on the 25<sup>th</sup> day of September, 2014 (Docket Item 260).

## SMITH, KATZENSTEIN & JENKINS LLP

## /s/ Robert K. Beste

Neal C. Belgam (DE No. 2721) Robert K. Beste III (DE No. 3931) 800 Delaware Avenue, Suite 1000 Wilmington, Delaware 19899 (302) 652-8400

and

MORRIS, MANNING & MARTIN, LLP Bryan G. Harrison 1600 Atlanta Financial Center 3343 Peachtree Road, NE Atlanta, Georgia 30326-1044 (404) 233-7000

Counsel for Summit Data Systems, LLC