UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

PHILIP A. PECORINO, ALDO MEDAGLIA and SHEWARD & SONS & SON, d/b/a VISIONART,

Plaintiffs,

Civil Action No.

: 2:11-cv-06312-PKC-ARL

v.

: Pamela K. Chen, U.S.D.J.

VUTEC CORPORATION and FARRALANE LIGHTING AUDIO AND VIDEO SYSTEMS, INC.,

Arlene R. Lindsay, U.S. Magistrate Judge

Defendants,

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NOTICE OF APPEAL

Defendants Vutec Corporation and Farralane Lighting Audio and Video Systems, Inc. hereby appeal the following Orders rendered in the above-identified patent infringement civil action to the United States Court of Appeals for the Federal Circuit, pursuant to 28 U.S.C. §1292(c)(2):

- I. "Memorandum & Order" (Docket Entry No. 215), entered March 27, 2015, holding U.S. Patent No. 5,264,765 to be "valid and enforceable" and that Defendants are liable for patent infringement; and,
- II. "Memorandum & Order" (Docket Entry No. 102), entered September 9, 2013, holding that "Defendants have not established that a presumption of laches applies or that Plaintiffs otherwise unreasonably and inexcusably delayed in bringing this action in a manner unfairly prejudicial to Defendants."

The requisite fees totally \$505.00 in support of this Notice of Appeal are being concurrently paid.

Respectfully submitted,

VUTEC CORPORATION ET AL.

Dated: April 6, 2015

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CERTIFICATE OF SERVICE

I, EDWIN D. SCHINDLER, hereby certify that I served a true and complete copy of Defendants' *NOTICE OF APPEAL*, on the following counsel for Plaintiffs Pecorino *et al.* via e-mail (as the parties have so agreed):

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on April 6, 2015.

Edwin D. Schindler (ES-7882)

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