

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Luminara Worldwide, LLC,

Plaintiff,

VS.

Liown Electronics Co. Ltd., Shenzhen Liown Electronics Co. Ltd., Liown Technologies/Beauty Electronics, LLC, Boston Warehouse Trading Corp, Abbott of England (1981), Ltd., BJ's Wholesale Club, Inc., Von Maur, Inc., Zulily, Inc., Smart Candle, LLC, Tuesday Morning Corp., Ambient Lighting, Inc., The Light Garden, Inc., and Central Garden & Pet Co.,

Defendants.

Shenzhen Liown Electronics Co. Ltd. and  
Central Garden & Pet Co.,

Counterclaim Plaintiffs,

VS.

Luminara Worldwide, LLC, QVC, Inc.,  
Darice, Inc., Bed Bath & Beyond, Inc.,  
Williams-Sonoma Stores, Inc., PC Treasures,  
Inc., and Brookstone Stores, Inc.,

### Counterclaim Defendants.

## NOTICE OF APPEAL

Pursuant to Fed. R. App. P. 3(c)(1) and 4(a), notice is hereby given that Defendants Liown Electronics Co. Ltd., Shenzhen Liown Electronics Co. Ltd., Liown Technologies/Beauty Electronics, LLC, Boston Warehouse Trading Corp, Abbott of England (1981), Ltd., BJ's Wholesale Club, Inc., Von Maur, Inc., Zulily, Inc., Smart Candle, LLC, Tuesday Morning Corp., Ambient Lighting, Inc., The Light Garden, Inc., and Central Garden & Pet Co. appeal to the United States Court of Appeals for the Federal Circuit from the Memorandum Opinion and Order entered on April 20, 2015 (ECF 147), which preliminarily enjoined Defendants from manufacturing, distributing, offering for sale, selling, or importing moving flameless candles to Plaintiff's customers and required Defendants to recall any and all moving flameless candles currently in Plaintiff's customers' stores or distribution centers, and from all previous orders that culminated in that ruling, including but not limited to the Court's Order of April 3, 2015 (ECF 143) regarding Plaintiff's standing to sue.

Defendants understand that this Court is considering amending the preliminary injunction to clarify which "customers" are covered and to increase the bond the plaintiff is required to post, and Defendants intend to file an amended and supplemental notice of appeal after issuance of any amended injunction.

Dated: May 20, 2015

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