

**United States District Court  
Western District of Texas  
Waco Division**

|                                          |   |                                |
|------------------------------------------|---|--------------------------------|
| Affinity Labs of Texas, LLC,             | ) |                                |
|                                          | ) |                                |
| Plaintiff,                               | ) |                                |
|                                          | ) | Case No. 6:15-cv-00030-WSS-JCM |
| vs.                                      | ) |                                |
|                                          | ) | [Consolidated Case Number]     |
| DIRECTV, LLC;                            | ) |                                |
| DIRECTV Digital LLC                      | ) |                                |
|                                          | ) |                                |
| Defendants.                              | ) |                                |
| Affinity Labs of Texas, LLC,             | ) |                                |
|                                          | ) |                                |
| Plaintiff,                               | ) |                                |
|                                          | ) | Case No. 6:15-cv-00031-WSS-JCM |
| vs.                                      | ) |                                |
|                                          | ) |                                |
| NBA Ventures, LLC;                       | ) |                                |
| Turner Digital Basketball Services, Inc. | ) |                                |
|                                          | ) |                                |
| Defendants.                              | ) |                                |
| Affinity Labs of Texas, LLC,             | ) |                                |
|                                          | ) |                                |
| Plaintiff,                               | ) |                                |
|                                          | ) | Case No. 6:15-cv-00032-WSS-JCM |
| vs.                                      | ) |                                |
|                                          | ) |                                |
| NHL Enterprises, L.P.;                   | ) |                                |
| NHL Enterprises, Inc.;                   | ) |                                |
| NHL Interactive CyberEnterprises, LLC    | ) |                                |
|                                          | ) |                                |
| Defendants.                              | ) |                                |
| Affinity Labs of Texas, LLC,             | ) |                                |
|                                          | ) |                                |
| Plaintiff,                               | ) |                                |
|                                          | ) | Case No. 6:15-cv-00033-WSS-JCM |
| vs.                                      | ) |                                |
|                                          | ) |                                |
| MLB Advanced Media, L.P.;                | ) |                                |
| MLB Advanced Media, Inc.                 | ) |                                |
|                                          | ) |                                |
| Defendants.                              | ) |                                |

**Plaintiff Affinity Labs of Texas, LLC Notice of Appeal**

This is notice that Plaintiff Affinity Labs of Texas, LLC appeals to the United States Court of Appeals for the Federal Circuit from the final judgment entered in this action on July 9, 2015 (6:15-cv-00030-WSS-JCM, Dkt. #60; 6:15-cv-00031-WSS-JCM, Dkt. #23; 6:15-cv-00032-WSS-JCM, Dkt. #22; 6:15-cv-00033-WSS-JCM, Dkt. #21) and all Orders and rulings leading up to and subsumed within that judgment and ancillary to it, including the July 7, 2015 Order adopting the Magistrate Judge's Report and Recommendation and granting Defendants' motion pursuant to Fed. R. Civ. P. 12(b)(6) dismissing this case and the consolidated cases (6:15-cv-00030-WSS-JCM, Dkt. #58; 6:15-cv-00031-WSS-JCM, Dkt. #22; 6:15-cv-00032-WSS-JCM, Dkt. #21; 6:15-cv-00033-WSS-JCM, Dkt. #20), and all underlying and/or interlocutory orders, decisions and rulings that relate to or gave rise to that judgment, including for example the Magistrate Judge's Report and Recommendation (6:15-cv-00030-WSS-JCM, Dkt. #53; 6:15-cv-00031-WSS-JCM, Dkt. #21; 6:15-cv-00032-WSS-JCM, Dkt. #20; 6:15-cv-00033-WSS-JCM, Dkt. #19).

Dated: July 10, 2015

Respectfully Submitted,

By: /s/ John P. Palmer

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**Counsel for Plaintiff**  
**Affinity Labs of Texas, LLC**

**Certificate of Service**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document (Plaintiff Affinity Labs of Texas, LLC's Notice of Appeal) via the Court's CM/ECF system on July 10, 2015.

July 10, 2015

/s/ John P. Palmer