IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

MEARS TECHNOLOGIES, INC.,	
Plaintiff,	Case No. 2:13-cv-376-JRG
v.	
FINISAR CORPORATION,	
Defendant.	

NOTICE OF APPEAL

Notice is hereby given that Defendant Finisar Corporation ("Finisar") appeal to the United States Court of Appeals for the Federal Circuit from the Memorandum Opinion and Order entered in this action on December 21, 2015 (Dkt. No. 133).

Dated: January 19, 2016 Respectfully submitted,

/s/ Etai Lahav

David C. Radulescu david@radulescullp.com Tigran Vardanian tigran@radulescullp.com Etai Lahav etai@radulescullp.com RADULESCU LLP 136 Madison Avenue, 6th Floor New York, NY 10016 Phone: (646) 502-5950

Phone: (646) 502-5950 Fax: (646) 502-5959

Harry Gillam gil@gillamsmithlaw.com GILLAM & SMITH LLP 303 South Washington Avenue Marshall, Texas 75670 Phone: (903) 934-8450

Fax: (903) 934-9257

Attorneys for Defendant Finisar Corporation

CERTIFICATE OF SERVICE

I hereby certify that the counsel of record who are deemed to have consented to electronic service are being served today with a copy of the foregoing motion via the Court's CM/ECF system per Local Rule CV-5(a)(3). Any other counsel of record will be served by electronic mail on this same date.

/s/ Etai Lahav Etai Lahav