

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS**

TYLER DIVISION

ADAPTIX, INC.,

Plaintiff,

v.

ALCATEL-LUCENT USA, INC., et al.,

Defendants,

§
§
§
§
§
§
§
§
§
§

Civil Action No. 6:12-CV-22-RWS

JURY TRIAL DEMANDED

NOTICE OF APPEAL

Notice is hereby given that Plaintiff Adaptix, Inc. hereby appeals to the United States Court of Appeals for the Federal Circuit the Final Judgment (Dkt. No. 668) entered in the above-captioned matter on or about March 30, 2016, and all orders that are intertwined with, that are related to, or that resulted in such Judgment including, but not limited to:

- Order Granting Defendants’ Motion for Attorney Fees and Costs (Dkt. No. 665), entered on or about March 18, 2016; and
- Order Denying-In-Part Adaptix, Inc.’s Motion for Judgment as a Matter of Law that the Asserted Claims are Not Invalid, or Alternatively, for a New Trial Pursuant to Rule 59(a) (Dkt. No. 667), entered on or about March 30, 2016.

Included is payment of the \$5 filing fee required by 28 U.S.C. § 1917 and the \$450 docketing fee required by Federal Circuit 52(a)(3)(A), paid to this Court pursuant to Federal Rule of Appellate Procedure 3(e) and Federal Circuit Rule 52(a)(2).

Respectfully submitted,

/s/ Barry J. Bumgardner

Eric M. Albritton
Texas State Bar No. 00790215
ema@emafirm.com
Shawn A. Latchford
Texas State Bar No. 24066603
sal@emafirm.com
ALBRITTON LAW FIRM
P.O. Box 2649
Longview, Texas 75606
Telephone: (903) 757-8449
Facsimile: (903) 758-7397

Anthony K. Bruster, Of Counsel
Texas State Bar No. 24036280
akb@emafirm.com
Andrew J. Wright, Of Counsel
Texas State Bar No. 24063927
ajw@emafirm.com
ALBRITTON LAW FIRM
1330 North White Chapel Blvd. Suite 100
Southlake, Texas 76092
Telephone: (817) 251-0610
Facsimile: (903) 758-7397

Edward R. Nelson, III
ed@nelbum.com
Texas State Bar No. 00797142
Brent N. Bumgardner
brent@nelbum.com
Texas State Bar No. 00795272
Barry J. Bumgardner
barry@nelbum.com
Texas State Bar No. 00793424
NELSON BUMGARDNER, P.C.
3131 West 7th Street, Suite 300
Fort Worth, Texas 76107
Phone: (817) 377-9111
Fax: (817) 377-3485

Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of April, 2016, I electronically filed the foregoing document with the clerk of the Court for the U.S. District Court, Eastern District of Texas, Tyler Division, using the Court's electronic case filing system. The electronic case filing system sent a "Notice of Electronic Filing" to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s/ Barry J. Bumgardner
Barry J. Bumgardner