

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

Civil File No. 14-cv-62369-BLOOM/VALLE

ARCTIC CAT INC.,

Plaintiff,

v.

BOMBARDIER RECREATIONAL
PRODUCTS INC. AND BRP U.S. INC.,

Defendants.

NOTICE OF CROSS APPEAL

Notice is hereby given that Plaintiff Arctic Cat Inc., pursuant to Federal Rules of Appellate Procedure 3 and 4(a), hereby appeals to the United States Court of Appeals for the Federal Circuit from the Order entered against it on August 24, 2016 (ECF No. 219), denying its motion for attorneys' fees (ECF 163) as moot in light of the appeal of Judgment in this case.¹

¹ Arctic Cat remains of the view that BRP's Notice of Appeal is premature and should be deactivated pending resolution of all pending post-trial motions. Arctic Cat files this Notice of Cross Appeal conditionally to ensure that it is in compliance with Federal Rule of Appellate Procedure 4(a).

Dated: September 6, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on September 6, 2016, a true and correct copy of the foregoing was electronically filed with the Clerk of Court using CM/ECF, which will send notification of such filing to all counsel of record on the Service List below.

s/Lance A. Harke

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