

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

**DATA ENGINE TECHNOLOGIES
LLC,**

Plaintiff,

v.

GOOGLE INC.,

Defendant.

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C.A. No. 14-1115-LPS

JURY TRIAL DEMANDED

NOTICE OF APPEAL

Notice is hereby respectfully given that Plaintiff Data Engine Technologies LLC in the above-named case hereby appeals to the United States Court of Appeals for the Federal Circuit from the Order dated September 29, 2016 (D.I. 264) (the “Order”), including all orders, opinions, rulings, findings, conclusions and judgments that merged into and became part of the Order, that shaped the Order, that are related to, pertinent to, or ancillary to the Order and/or upon which the Order is based, including, but not limited to, the Court’s Memorandum Opinion (D.I. 263) and Order (D.I. 264) granting Defendant’s Motion for Judgment on the Pleadings. While final judgment has not yet been entered, out of an abundance of caution this Notice of Appeal is filed within 30 days of the entry of the Order and is therefore timely under Federal Rule of Appellate Procedure 4(a).

Dated: October 28, 2016

Respectfully submitted,

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