

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN  
MADISON DIVISION

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TAURUS IP, LLC, a Wisconsin limited  
liability corporation,

Plaintiff,

v.

Case No. 07-C-0158-C

DAIMLERCHRYSLER CORPORATION,  
DAIMLERCHRYSLER COMPANY, LLC,  
MERCEDES-BENZ USA, INC.,  
CHRYSLER LLC, CHRYSLER HOLDING, LLC  
and CHRYSLER FINANCIAL, LLC,

Defendants.

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MERCEDES-BENZ USA, LLC and  
DAIMLERCHRYSLER COMPANY, LLC,

Third-Party Plaintiffs,

v.

TAURUS IP, LLC, ORION IP, LLC,  
PLUTUS IP WISCONSIN, LLC, and  
ERICH SPANGENBERG,

Third-Party Defendants.

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**NOTICE OF APPEAL OF ERICH SPANGENBERG  
TO THE UNITED STATES COURT  
OF APPEALS FOR THE FEDERAL CIRCUIT**

Notice is hereby given that Erich Spangenberg, Third-Party Defendant in the above-named case ("Spangenberg"), appeals to the United States Court of Appeals for

the Federal Circuit from all adverse orders and judgments of the District Court in the above numbered and styled action, including the following:

1. The District Court's Judgment entered June 4, 2008, docket number 553, and all adverse rulings and findings, including all prior orders and rulings, including but not limited to:
  - (i) The District Court's imposition of sanctions against Spangenberg and denial of his Motion for Reconsideration of Ruling On Witness Tampering (docket number 523 (motion); docket number 552:48-58 (opinion and order)).
  - (ii) The District Court's conducting an ex parte hearing on March 11, 2008, docket number 484:77-78, and denying Spangenberg's motion to compel an unredacted version of the transcript from the hearing and related exhibit ("Anderson letter") (docket number 523 (motion)).
  - (iii) The District Court's ruling, docket number 552:60, allowing Spangenberg access to only a redacted version of the ex parte hearing and Anderson letter.
  - (iv) The District Court's denial of Spangenberg's motion to allow additional discovery related, among other things, to the subject matter of the ex parte hearing—Third-Party Plaintiffs' knowledge regarding the transfer of United States Patent No. 6,141,658 (the '658 patent) (docket number 523).

2. The District Court's ruling, on March 11, 2008, denying Spangenberg's Motion for Judgment as Matter of Law (docket number 466).
3. The District Court's Order, entered June 20, 2008, docket number 556, denying Spangenberg's Rule 50(b) (Renewed) Motion for Judgment as a Matter of Law and Rule 59(e) Motion for New Trial/Motion to Modify, Alter, or Reform the Judgment/Motion for Remittitur (docket number 554 (motion)).
4. The District Court's order, entered on October 16, 2007, docket number 212, denying Spangenberg's motion to dismiss the claims of Third-Party Plaintiffs for lack of personal jurisdiction.
5. The District Court's order, entered on February 25, 2008, docket number 425, denying Spangenberg's motion to dismiss for lack of personal jurisdiction (docket number 280).
6. The District Court's findings at a hearing, on March 11, 2008, docket number 484 (484:117-18, 121-22), regarding witness tampering (docket number 475 (minute order)), and the imposition of sanctions based on that finding.
7. The District Court's exercise of jurisdiction over Spangenberg when subject matter jurisdiction was lacking.

Respectfully Submitted,

s/ Robert S. Jones

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### **CERTIFICATE OF SERVICE**

The undersigned does certify that all counsel of record who are deemed to have consented to electronic service are being served this 26th day of June, 2008, with a copy of this document via the Court's CM/ECF system per the Administrative Procedures for Electronic Case Filing and Service (Rule III E(3)).

/s/ Robert S. Jones

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