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Attorneys for Defendant/Counterclaimant/
 Third-Party Claimant
 ZINUS, INC.

UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA

CAP EXPORT, LLC, a California
 Limited Liability Company,
 Plaintiff,

v.

ZINUS, INC., a California corporation;
 and DOES 1 through 10, inclusive,
 Defendants.

ZINUS, INC., a California corporation,

Counterclaimant,

v.

CAP EXPORT, LLC, a California
 Limited Liability Company,

Counterdefendant.

ZINUS, INC., a California corporation,

Third-Party Claimant,

v.

ABRAHAM AMOUYAL, an individual;
 and 4MODA CORP., a California
 corporation.

Third-Party Defendants.

Case No. 2:16-cv-00371 SVW (MRWx)

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

Honorable Stephen V. Wilson

1 NOTICE IS HEREBY GIVEN that Defendant, Counterclaimant and Third-Party
 2 Claimant ZINUS, INC. in the above-captioned case hereby appeals to the United States
 3 Court of Appeals for the Federal Circuit from the Final Judgment Order dated December 28,
 4 2016 (Dkt. No. 74), and all interlocutory orders that gave rise to the judgment, including the
 5 ORDER GRANTING PLAINTIFF’S MOTION FOR SUMMARY JUDGMENT, entered on
 6 November 29, 2016 (Dkt. No. 70), which granted final judgment in favor of Plaintiff CAP
 7 EXPORT, LLC and Third-Party Defendants ABRAHAM AMOUYAL and 4MODA CORP.
 8 (hereinafter the “CAP Parties”). This Notice of Appeal is filed within 30 days of the entry of
 9 the Final Judgment Order and is therefore timely under Federal Rule of Appellate Procedure
 10 4(a).

11
 12 Dated: January 23, 2017

IMPERIUM PATENT WORKS LLP

13 By: /s/ Darien K. Wallace
 14 Darien K. Wallace

15 Darien K. Wallace, Esq.
 16 Amir V. Adibi, Esq.
 17 T. Lester Wallace, Esq.

18 *Attorneys for Defendant/Counterclaimant/
 19 Third-Party Claimant*
 20 ZINUS, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the document listed below was filed electronically via the Court's CM/ECF system in compliance with Local Rule 5-4.7.2 and will be served upon all counsel of record who are deemed to have consented to electronic service:

- 1) Zinus, Inc.'s Notice of Appeal to the United States Court of Appeals for the Federal Circuit;

I declare under penalty under the penalty of perjury that the foregoing is true and correct.

Dated: January 23, 2017

IMPERIUM PATENT WORKS LLP

By: /s/ Darien K. Wallace
Darien K. Wallace

*Attorneys for Defendant/Counterclaimant/
Third-Party Claimant*
ZINUS, INC.