

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

PHOENIX LICENSING, L.L.C., an Arizona  
limited liability company, and LPL  
LICENSING, L.L.C., a Delaware limited  
liability company,

Plaintiffs,

v.

CONSUMER CELLULAR, INC.

Defendant.

Civil Action No. 2:16-cv-152-JRG-RSP  
**LEAD CASE**

**NOTICE OF APPEAL BY PLAINTIFFS PHOENIX LICENSING, L.L.C.  
AND LPL LICENSING, L.L.C.**

Notice is hereby given that Plaintiffs LPL Licensing, L.L.C. and Phoenix Licensing, L.L.C. (collectively, "LPL") hereby appeal to the United States Court of Appeals for the Federal Circuit from the Order entered in this action on March 30, 2017 (Dkt. No. 248) adopting the Report and Recommendation granting certain defendants' motions to dismiss entered in this action on March 8, 2017 (Dkt. No. 239).

Dated: May 1, 2017

RUSS AUGUST & KABAT

/s/ Benjamin T. Wang

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**CERTIFICATE OF SERVICE**

I certify that this document is being served upon counsel of record for Defendants identified in the above caption on May 1, 2017 via e-mail.

/s/ Benjamin T. Wang  
Benjamin T. Wang