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12 Attorneys for Plaintiff
 13 SPH AMERICA, LLC

14 **UNITED STATES DISTRICT COURT**
 15 **SOUTHERN DISTRICT OF CALIFORNIA**

16 SPH AMERICA, LLC,
 17 Plaintiff,

18 vs.

19 HUAWEI TECHNOLOGIES, CO.,
 20 LTD., FUTUREWEI
 21 TECHNOLOGIES, INC., HUAWEI
 22 DEVICE USA, INC.,
 23 Defendants.

24 Case No. 3:13-cv-2323-CAB-KSC

25 **NOTICE OF APPEAL**

RUSS, AUGUST & KABAT

1 Notice is hereby given that Plaintiff SPH America, LLC in the above-named
2 case hereby appeals to the United States Court of Appeals for the Federal Circuit
3 from the Judgment entered in this action on April 10, 2017 (Dkt. No. 288) and
4 from all underlying decisions, orders and rulings intertwined with or that produced
5 the Judgment, including without limitation, the Court’s April 10, 2017 Order
6 Dismissing Case For Lack Of Standing (Dkt. No. 287).

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9 DATED: May 8, 2017

Respectfully submitted,
RUSS, AUGUST & KABAT

By: /s/ Brian. D. Ledahl

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SPH AMERICA, LLC

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CERTIFICATE OF SERVICE

I hereby certify that on May 8, 2017, I caused the foregoing **NOTICE OF APPEAL** to be electronically filed with the Clerk of the Court. I understand that the Court will provide electronic notification of and access to such filing to the counsel of record in this matter who are registered on the CM/ECF.

DATED: May 8, 2017

RUSS, AUGUST & KABAT

By: /s Brian D. Ledahl
Brian D. Ledahl

Attorney for Plaintiff
SPH America, LLC

RUSS, AUGUST & KABAT