UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MASSACHUSETTS

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TELE-PUBLISHING, INC.,	
Plaintiff,	
V.	
FACEBOOK, INC., AND THEFACEBOOK, LLC,	
Defendants.	

C.A. No. 09-CV-11686-DPW

PLAINTIFF TELE-PUBLISHING, INC.'S NOTICE OF APPEAL

Pursuant to Fed. R. App. P. 3 and 28 U.S.C. § 1291, notice is hereby given that Plaintiff Tele-Publishing, Inc. ("TPI") appeals to the United States Court of Appeals for the Federal Circuit from the following orders, rulings, and judgments of the District Court for the District of Massachusetts in the above captioned case:

- 1. The September 7, 2016 Memorandum and Order ("*Markman* Order") construing the claim terms of the '216 Patent [Doc. No. 314].
- The December 1, 2016 Memorandum and Order denying TPI's Motion for Reconsideration of the *Markman* Order [Doc. No. 339].
- The May 11, 2017 Memorandum and Order granting Defendants' motion for summary judgment and finding the asserted claims of the '216 Patent invalid under 35 U.S.C. § 101 [Doc. No. 423].
- The May 12, 2017 Final Judgment for the Defendants against the Plaintiff [Doc. No. 424].

5. Any and all orders, rulings, and judgments underlying the foregoing, and any and all interlocutory judgments, decrees, decisions, rulings, findings, instructions, opinions, and proceedings of the Court adverse to TPI that were rendered before the Court's entry of Final Judgment, whether or not they were specifically docketed.

Dated June 12, 2017

TELE-PUBLISHING, INC.,

By its attorneys,

/s/ Alison C. Casey Ronald E. Cahill (BBO# 638200) rcahill@nutter.com Heather B. Repicky (BBO# 663347) hrepicky@nutter.com Rory P. Pheiffer (BBO# 664950) rpheiffer@nutter.com Alison C. Casey (BBO# 688253) acasey@nutter.com Matthew J. Connolly (BBO# 676954) mconnolly@nutter.com NUTTER MCCLENNEN & FISH LLP Seaport West 155 Seaport Boulevard Boston, MA 02210 (617) 439-2000

LOCAL RULE 5.2(b) CERTIFICATE OF SERVICE

I certify that this document (filed through the ECF system) will be sent electronically to the registered participants as identified in the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on June 12, 2017.

/s/ Alison C. Casey

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