

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

INTELLECTUAL VENTURES I LLC,

Plaintiff,

v.

T-MOBILE USA, INC. AND
T-MOBILE US, INC.,

Defendants.

Civil Action No. 15-800 (LPS)

JURY TRIAL DEMANDED

PLAINTIFF INTELLECTUAL VENTURES I LLC'S NOTICE OF APPEAL

Plaintiff Intellectual Ventures I LLC (“Intellectual Ventures”) respectfully submits this notice of its appeal to the United States Court of Appeals for the Federal Circuit. Intellectual Ventures appeals from (1) the District Court’s August 23, 2017, order and supporting memorandum opinion finding that prosecution history estoppel bars Intellectual Ventures from relying on the doctrine of equivalents to establish infringement of the asserted claims of U.S. Patent No. 5,960,032 (D.I. 118-19), and (2) all findings, holdings, rulings, conclusions, determinations, opinions, and orders leading thereto or merged therein, including but not limited to (3) the Court’s March 24, 2015, claim construction memorandum opinion and order (C.A. No. 13-cv-1632, D.I. 288-89).

This notice of appeal is timely under Federal Rule of Appellate Procedure 4(a)(1)(A) because it is being “filed with the district clerk within 30 days after entry of the judgment or order appealed from.” The District Court has ordered the parties to meet and confer with respect to the entry of a final judgment in the case (D.I. 124-25). The purpose of this notice is to avoid any future dispute regarding the timeliness of appeal.

As part of this notice of appeal, Intellectual Ventures submits the required filing fee of \$505 and respectfully requests the district clerk to prepare the record on appeal pursuant to Federal Rule of Appellate Procedure 10(a). Intellectual Ventures will order from the court reporter a transcript of such parts of the proceedings not already on file as the appellant considers necessary, as required by Federal Rule of Appellate Procedure 10(b)(1)(A).

DATED: September 22, 2017

Respectfully submitted,

FARNAN LLP

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