

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

In Re: Mobile Telecommunications )  
Technologies, LLC, )  
 )  
This Document Applies To: ) 16-md-02722-LPS-CJB  
 )  
*Mobile Telecommunications Technologies,* )  
*LLC v. Brocade Communications Systems, Inc.* )  
 )  
(Case Number: 16-697-LPS) )

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

Notice is hereby given that Brocade Communications LLC, formerly Brocade Communications Inc., defendant in the above-captioned case, conditionally cross-appeals from the judgment to the United States Court of Appeals for the Federal Circuit.

The district court entered final judgment in this action on November 3, 2017 (Case No. 16-md-00697-LPS, D.I. 113). Plaintiff Mobile Telecommunications Technologies, LLC appealed from this judgment on December 4, 2017 (*Id.*, D.I. 114). Defendant files this conditional cross-appeal from all orders entered adversely to Defendant relating to Defendant's proposed claim constructions, including but not limited to this Court's Memorandum Opinion (Case No. 16-md-02722-LPS-CJB, D.I. 526) and Order (*Id.*, D.I. 527), in order to preserve its rights in the event the Federal Circuit or the Supreme Court of the United States were to grant Plaintiff any relief with respect to the judgment.

The fee for filing a notice of cross-appeal is being submitted concurrently with this Notice of Conditional Cross-Appeal.

POTTER ANDERSON & CORROON LLP

OF COUNSEL:

Korula T. Cherian  
RUYAKCHERIAN, LLP  
1936 University Avenue, Suite 350  
Berkeley, CA 94704  
(510) 944-0190

Ronald Wielkopolski  
RUYAKCHERIAN, LLP  
1776 Eye Street, NW, Suite 750  
Washington, DC 20006  
(202) 838-1560

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5590176

By: /s/ Philip A. Rovner  
Philip A. Rovner (#3215)  
Jonathan A. Choa (#5319)  
Hercules Plaza  
P.O. Box 951  
Wilmington, DE 19899  
(302) 984-6000  
provner@potteranderson.com  
jchoa@potteranderson.com

*Attorneys for Defendant  
Brocade Communications LLC, formerly  
Brocade Communications Inc.*