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

BLUESTONE'S NOTICE OF APPEAL

Pursuant to Federal Rule of Appellate Procedure 3, notice is given that BlueStone Natural Resources II, LLC, Defendant in the above-styled action, hereby appeals to the United States Court of Appeals for the Federal Circuit from the Court's Memorandum Opinion and Order entered January 18, 2018 (Dkt. 197), the Court's Order entered February 5, 2018 (Dkt. 200), and any other adverse orders, rulings, or decrees merged into the Order.

Dated: March 2, 2018 Respectfully submitted,

/s/ Matthew P. Chiarizio

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing filing was served on all counsel of record via the Court's CM/ECF system in accordance with the Federal Rules of Civil Procedure and Local Rule CV-5(a)(3) on March 2, 2018.

/s/ Matthew P. Chiarizio