

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

EXPRESS MOBILE, INC.,

Plaintiff,

v.

eGROVE SYSTEMS CORPORATION,

Defendant.

Civil Action No. 1:17-cv-703-RGA

NOTICE OF CROSS-APPEAL

NOTICE IS HEREBY GIVEN that Plaintiff Express Mobile, Inc. (“Express Mobile”) hereby cross-appeals to the United States Court of Appeals for the Federal Circuit from this Court’s January 9, 2020 Memorandum and Order (D.I. 63 and D.I. 64) denying Express Mobile’s motion for attorneys’ fees under 28 U.S.C. § 1927 (D.I. 50). According to Federal Rule of Appellate Procedure Rule 4(a)(3) a party may file a notice of appeal within 14 days after the date when the first notice was filed, or within the time otherwise prescribed by Rule 4(a), whichever period ends later. Defendant eGrove Systems Corporation (“eGrove”) was the first to file a Notice of Appeal (D.I. 65) on February 10, 2020. Therefore, Express Mobile’s Notice of Cross-Appeal is being filed within 14 days of eGrove’s Notice of Appeal.

Dated: February 24, 2020

Respectfully submitted,

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By: /s/ Timothy Devlin

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CERTIFICATE OF SERVICE

I hereby certify that on February 24, 2020, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

/s/ Timothy Devlin
Timothy Devlin #4241