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Dated: September 3, 2020

PLEASE TAKE NOTICE THAT Defendant Apricorn, Inc. by and through their counsel of record in the above-named action, hereby appeals to the United States Court of Appeals for the Federal Circuit from any portion of the Judgment (ECF No. 344) entered on August 25, 2020, that is adverse to Defendant; and from any and all other orders, rulings, findings, and/or conclusions of the District Court underlying the judgment that were adverse to Defendant including (without limitation) the Court's determination on indefiniteness in the Order Regarding Claim Construction (Dkt. No. 62).

Respectfully Submitted,

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## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on September 3, 2020, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Civil Local Rule 5.4. Any other counsel of record will be served by electronic mail, facsimile and/or overnight delivery.

/s/ Oliver J. Richards
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