

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

MV3 PARTNERS LLC,	§	
	§	Civil Action No.: 6:18-cv-308-ADA
Plaintiff,	§	
	§	
v.	§	
	§	
ROKU, INC.,	§	
	§	
Defendant.	§	
	§	

PLAINTIFF MV3 PARTNERS LLC’S NOTICE OF APPEAL

Pursuant to 28 U.S.C. § 1295 and Fed. R. App. P. 3 and 4, Plaintiff MV3 Partners LLC (“MV3”) hereby respectfully appeals to the United States Court of Appeals for the Federal Circuit from the District Court’s entry of Final Judgment dated December 21, 2020 (Docket No. 415) (attached hereto as Exhibit 1) in the above-named case, as well as from all underlying and related Orders, Opinions, Decisions, and Rulings, including but not limited to: (1) the District Court’s Order denying MV3’s Motion for New Trial (Docket No. 410) (attached hereto as Exhibit 2); (2) the District Court’s Claim Construction Order (Docket No. 90) (attached hereto as Exhibit 3); (3) the District Court’s rulings allowing Defendant Roku, Inc. (“Roku”) to present argument and evidence contrary to the Court’s Claim Construction Order (*see, e.g.*, October 5, 2020, AM Session, Trial Tr. at 81:3-20; October 9, 2020, Trial Tr. at 95:23-100:11 and 198:8-12; October 14, 2020, Trial Tr. at 33:21-35:5) (attached hereto as Exhibit 4); (4) the District Court’s rulings allowing Roku to present argument and evidence contrary to the Court’s omnibus Order (Docket No. 332; attached hereto as Exhibit 5) on MV3’s motion *in limine* and *Daubert* motions (*see, e.g.*, October 5, 2020, AM Session, Trial Tr. at 81:3-20; October 9, 2020, Trial Tr. at 129:8-136:11; 142:2-143:11) (attached hereto as Exhibit 6); and (5) the jury’s verdict (Docket No. 387) (attached hereto as Exhibit 7).

Dated: December 29, 2020

RESPECTFULLY SUBMITTED,

By: /s/ Jonathan K. Waldrop

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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing instrument was served or delivered via email, to all counsel of record, on this 29th day of December, 2020.

/s/ Jonathan K. Waldrop

Jonathan K. Waldrop