

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

LUMINATI NETWORKS LTD.

Plaintiff,

v.

BI SCIENCE, INC.,

Defendant.

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Case No. 2:18-CV-00483-JRG

**NOTICE OF APPEAL**

Defendant BI Science (2009) Ltd. (“BI Science”) (which plaintiff has alleged is also known as BI Science, Inc.) hereby respectfully gives notice that it appeals to the United States Court of Appeals for the Federal Circuit from the Order and Corrected Final Judgment entered in this action on February 1, 2021 (Dkt. No. 254) (the “Final Judgment”), and from any ruling or order adverse to BI Science that is contained in, is subsumed by, or preceded the Final Judgment, including but not limited to: (1) the Order and Final Judgment entered on July 2, 2020 (Dkt. No. 220);<sup>1</sup> (2) the portion of the Memorandum Opinion and Order dated May 13, 2019 (Dkt. No. 82) that denied in part BI Science’s motion to dismiss and, in the alternative, transfer venue; and (3) the Court’s April 13, 2020 ruling on Plaintiff’s Motion to Enforce Settlement Agreement (Dkt. No. 183).

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<sup>1</sup> BI Science notes that it filed an appeal from the July 2, 2020 Order and Final Judgment on July 29, 2020. Dkt. No. 228. The Federal Circuit docketed the appeal on August 4, 2020, and assigned it case number 20-2118. Contemporaneously with the filing of this Notice of Appeal, BI Science is filing a submission in the 20-2118 appeal suggesting that the earlier- and later-filed appeals be consolidated.

Dated: February 16, 2021

Respectfully submitted,

By: /s/ J.C. Rozendaal  
J.C. Rozendaal  
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*Attorneys for Defendant BI Science (2009) Ltd.*

**CERTIFICATE OF SERVICE**

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served this 16th day of February 2021, with a copy of this document via the Court's CM/ECF system.

/s/ J.C. Rozendaal  
J.C. Rozendaal