

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

SEQUOIA TECHNOLOGY, LLC,

Plaintiff,

v.

DELL INC., DELL TECHNOLOGIES INC. and its  
subsidiary EMC CORPORATION (AKA DELL  
EMC),

Defendants.

C.A. No. 1:18-cv-01127 (LPS) (CJB)  
**(CONSOLIDATED)**

SEQUOIA TECHNOLOGY, LLC,

Plaintiff,

v.

HEWLETT PACKARD ENTERPRISE  
COMPANY,

Defendant.

C.A. No. 1:18-cv-01128 (LPS) (CJB)

SEQUOIA TECHNOLOGY, LLC,

Plaintiff,

v.

HITACHI LTD. and HITACHI VANTARA  
CORPORATION,

Defendants.

C.A. No. 1:18-cv-01129 (LPS) (CJB)

<p>SEQUOIA TECHNOLOGY, LLC,  Plaintiff,  v.  SUPER MICRO COMPUTER, INC.,  Defendant.</p>	<p>C.A. No. 1:18-cv-01307 (LPS) (CJB)</p>
<p>RED HAT, INC.  Plaintiff,  v.  SEQUOIA TECHNOLOGY, LLC and ELECTRONICS AND TELECOMMUNICATIONS RESEARCH INSTITUTE,  Defendants.</p>	<p>C.A. No. 1:18-cv-02027 (LPS) (CJB)</p>
<p>SEQUOIA TECHNOLOGY, LLC,  Counterclaim Plaintiff,  v.  RED HAT, INC. and INTERNATIONAL BUSINESS MACHINES CORPORATION,  Counterclaim Defendants.</p>	<p>C.A. No. 1:18-cv-02027 (LPS) (CJB)</p>

**NOTICE OF APPEAL TO THE FEDERAL CIRCUIT**

NOTICE IS HEREBY GIVEN that Sequoia Technology, LLC (“Sequoia”), Plaintiff in C.A. Nos. 18-1127-LPS-CJB, 18-1128-LPS-CJB, 18-1129-LPS-CJB, and 18-1307-LPS-CJB, and Defendant and Counterclaim Plaintiff in C.A. No. 18-2027, and Electronics and Telecommunications Research Institute (“ETRI”), Defendant in C.A. No. 18-2027, hereby appeal to the United States Court of Appeals for the Federal Circuit from the final judgment entered in

this action on August 16, 2021 (D.I. 261),<sup>1</sup> the Court's Order Granting Joint Motion for Entry of Final Judgment on August 16, 2021 (D.I. 260), and from any prior orders, opinions, and rulings pertinent or ancillary thereto, including the Court's Order, entered May 20, 2021 (D.I. 253), adopting the Magistrate Judge's Report and Recommendation on claim construction (D.I. 231).

Dated: August 26, 2021

**ONE LLP**

William O'Brien  
John Lord  
One LLP  
9301 Wilshire Blvd.  
Penthouse Suite  
Beverly Hills, CA 90210  
wobrien@onellp.com  
jlord@onellp.com

Nathaniel Dilger  
Joseph Liu  
One LLP  
4000 MacArthur Blvd.  
East Tower, Suite 500  
Newport Beach, CA 92660  
ndilger@onellp.com  
jliu@onellp.com

**BAYARD, P.A.**

/s/ Stephen B. Brauerman  
Stephen B. Brauerman (#4952)  
Ronald P. Golden III (#6254)  
600 N. King Street, Suite 400  
Wilmington, DE 19801  
(302) 655-5000  
sbrauerman@bayardlaw.com  
rgolden@bayardlaw.com

*Attorneys for Sequoia Technology, LLC  
and Electronics and  
Telecommunications Research Institute*

---

<sup>1</sup> Docket index numbers cited herein refer to documents in the lead case, C.A. No. 18-1127-LPS-CJB, which apply to each of the five consolidated cases. The final judgment (D.I. 261) disposed of all claims and counterclaims at issue in these five cases.