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9 SMARTMETRIC, INC.

10 **UNITED STATES DISTRICT COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**  
12 **WESTERN DIVISION**

13 SMARTMETRIC, INC.,  
14 Plaintiff,

15 vs.

16 MASTERCARD INTERNATIONAL,  
17 INC., and VISA, INC.,  
18 Defendants,

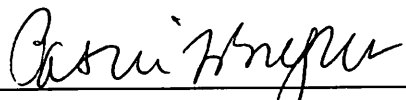
CASE NO. CV11-7126 MWF  
(AJWx)

**NOTICE OF CROSS-APPEAL**

19 **PLAINTIFF SMARTMETRIC INC.'S NOTICE OF APPEAL**

20 Notice is hereby given that Plaintiff SmartMetric, Inc. cross-appeals to the  
21 United States Court of Appeals for the Federal Circuit from: (1) this Court's Order  
22 entered on March 25, 2015 (ECF No. 245) denying Plaintiff's motion to dismiss  
23 Defendants' Renewed Motion for Attorneys' Fees for lack of jurisdiction.  
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25 Respectfully submitted,

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27 Dated: May 7, 2015 by: 

28 Patrick F. Bright

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*Attorneys for Plaintiff  
SmartMetric, Inc.*

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and accurate copy of the foregoing was filed via the Court’s CM/ECF on May 7, 2015, and therefore a copy was electronically served on the following:

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