

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

HARRIS BRUMFIELD, TRUSTEE FOR  
ASCENT TRUST,

Plaintiff,

v.

IBG LLC AND INTERACTIVE  
BROKERS LLC,

Defendants.

Case No.: 10 C 715

Judge Virginia M. Kendall

**NOTICE OF APPEAL OF PLAINTIFF HARRIS BRUMFIELD,  
TRUSTEE FOR ASCENT TRUST**

Pursuant to Rule 3 of the Federal Rules of Appellate Procedure, Rule 3 of the United States Court of Appeals for the Federal Circuit, and 28 U.S.C. §§ 1291 & 1292(c)(2), notice is hereby given that Plaintiff Harris Brumfield, on behalf of and as Trustee for Ascent Trust, appeals to the United States Court of Appeals for the Federal Circuit from each of the following:

1. The final judgment entered by this Court on September 7, 2021 (Doc. No. 2132), as amended on January 11, 2022 (Doc. No. 2215);
2. The opinion and order granting summary judgment of patent ineligibility entered by this Court on June 17, 2021 (Doc. No. 1971);
3. The order excluding the damages opinions of Catherine M. Lawton regarding worldwide damages entered by this Court on July 23, 2021 (Doc. No. 1984);
4. The opinion and order denying the motion for a new trial on damages and related requests, including the request for a default judgment of willful infringement,

entered by this Court on February 22, 2022 (Doc. No. 2234); and

5. Any and all other orders, rulings, findings, and/or conclusions adverse to Plaintiff.

All applicable fees associated with this Notice of Appeal are submitted herewith.

Plaintiff understands that by filing electronically it is in compliance with the language of Rule 3(a) of the Federal Rules of Appellate Procedure requiring “enough copies of the notice to enable the clerk to comply with Rule 3(d),” because the information on appeal will be submitted to the Federal Circuit via electronic submission.

Dated: March 24, 2022

Respectfully submitted,

By: /s/ Jennifer M. Kurcz

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**Attorneys for Plaintiff Harris Brumfield,  
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**CERTIFICATE OF SERVICE**

I hereby certify that on March 24, 2022, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Jennifer M. Kurcz