

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

DRAGON INTELLECTUAL PROPERTY, LLC,)
)
Plaintiff,)
)
v.) C.A. No. 13-2066 (RGA)
)
DISH NETWORK L.L.C.,)
)
Defendant.)

DISH NETWORK L.L.C.’S NOTICE OF APPEAL

NOTICE IS GIVEN that, pursuant to Federal Rule of Appellate Procedure 4(a), including without limitation Rule 4(a)(1)-(4), Defendant DISH Network L.L.C. appeals to the United States Court of Appeals for the Federal Circuit from the Order Awarding Attorneys’ Fees and Expenses (D.I. 244) entered in this action on March 7, 2022, and from any and all orders, rulings, findings, and conclusions underlying and related to that Order, including but not limited the Report and Recommendation (D.I. 218) entered on August 16, 2021, and the Order Adopting the Report and Recommendation (D.I. 227) entered on November 8, 2021 (collectively, the “Orders”). The Orders ultimately determined that this case was exceptional under 35 U.S.C. § 285 and awarded DISH Network L.L.C.’s request for attorneys’ fees and expenses in the amount of \$1,456,273.49. The Orders, however, denied-in-part DISH’s Motion to Declare the Case Exceptional Pursuant to 35 U.S.C. § 285 (D.I. 130), specifically in denying (1) DISH’s request to seek attorneys’ fees incurred solely during *inter partes* review proceedings, and (2) DISH’s request to seek attorneys’ fees from Plaintiff Dragon Intellectual Property, LLC’s former attorneys of record during the exceptionality that occurred in this case, Robert Freitas and the Freitas & Weinberg LLP law firm. *See* D.I. 227. Therefore, DISH appeals the portion of the Orders denying DISH that relief.

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April 6, 2022

CERTIFICATE OF SERVICE

I hereby certify that on April 6, 2022, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on April 6, 2022, upon the following in the manner indicated:

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