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*A complete list of parties and counsel appears
on the signature page per Local Rule 3-4(a)(1)*

14
15 **UNITED STATES DISTRICT COURT**
16 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
17 **SAN JOSE DIVISION**

19 APPLE INC., CISCO SYSTEMS, INC.,
20 GOOGLE LLC, INTEL CORPORATION,
21 EDWARDS LIFESCIENCES CORPORATION,
and EDWARDS LIFESCIENCES LLC,

22 Plaintiffs,

23 v.

24 ANDREW HIRSHFELD, in his official capacity
25 performing the functions and duties of the Under
26 Secretary of Commerce for Intellectual Property
and Director, United States Patent and
Trademark Office,

27 Defendant.

Case No. 20-cv-6128-EJD

**PLAINTIFFS' NOTICE OF APPEAL TO
THE U.S. COURT OF APPEALS FOR
THE FEDERAL CIRCUIT**

1 PLEASE TAKE NOTICE THAT Plaintiffs Apple Inc., Cisco Systems, Inc., Google LLC,
2 Intel Corporation, Edwards Lifesciences Corporation, and Edwards Lifesciences LLC hereby appeal
3 to the U.S. Court of Appeals for the Federal Circuit the Order Granting Motion to Dismiss;
4 Terminating Motion for Summary Judgment, entered in this action on November 10, 2021 (Dkt.
5 133), and any separately entered judgment that may be later entered.

6
7 DATED: December 8, 2021

Respectfully submitted,

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1 ATTORNEY ATTESTATION

2 I, Mark D. Selwyn, am the ECF User whose ID and password are being used to file this
3 document. In compliance with N.D. Cal. Civil L.R. 5- 1(i)(3), I hereby attest that concurrence in the
4 filing of the document has been obtained from each of the other signatories.

5 By: /s/ Mark D. Selwyn
6 Mark D. Selwyn

7 CERTIFICATE OF SERVICE

8 I hereby certify that on December 8, 2021, I electronically filed the above document with the
9 Clerk of the Court using CM/ECF which will send electronic notification of such filing to all
10 registered counsel.

11 By: /s/ Mark D. Selwyn
12 Mark D. Selwyn