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

NEXSTEP, INC., a Delaware Corporation,	)
Plaintiff,	)
v.	) C.A. No. 19-1031-RGA-SRF
COMCAST CABLE COMMUNICATIONS, LLC, a Delaware Limited Liability Company,	) )
Defendant.	)

## **NEXSTEP, INC.'S NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN, that Plaintiff NexStep, Inc. ("NexStep") appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment in the above-captioned case, dated May 12, 2022 (D.I. 370, 371), and also appeals all prior orders, judgments, and rulings entered in this action leading to, underlying, subsumed within, or subsequent to the Final Judgment, including but not limited to the following orders:

- the claim construction orders (D.I. 113, 261)
- the order regarding Motions for Summary Judgment and to Exclude Expert Opinions (D.I. 267, 368, 369);
- the Letter to Counsel regarding Motion to Strike New Damages Theories (D.I. 363)
- the orders regarding Motions to Exclude Expert Opinions (D.I. 313, 314, 364, 365);
- the order after Pretrial Conference (D.I. 291);
- the rulings made adversely to NexStep during trial;
- the rulings made adversely to NexStep during the jury charge conference; and
- the trial verdict (D.I. 331, 341, 343)

NexStep's Notice of Appeal covers all oral and written rulings, including all related hearing transcripts, and all related oral and written arguments.

## POTTER ANDERSON & CORROON LLP

## OF COUNSEL:

Paul J. Andre Lisa Kobialka James Hannah KRAMER LEVIN NAFTALIS & FRANKEL LLP 990 Marsh Road Menlo Park, CA 94025 (650) 752-1700

Jonathan S. Caplan Aaron M. Frankel Marcus A. Colucci KRAMER LEVIN NAFTALIS & FRANKEL LLP 1177 Avenue of the Americas New York, NY 10036 (212) 715-9100

Dated: May 17, 2022 10143517

By: /s/ Philip A. Rovner

Philip A. Rovner (#3215) Jonathan A. Choa (#5319) Hercules Plaza P.O. Box 951 Wilmington, DE 19899 (302) 984-6000 provner@potteranderson.com jchoa@potteranderson.com

Attorneys for Plaintiff NexStep, Inc.