

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK**

MIDWEST ATHLETICS AND SPORTS
ALLIANCE LLC,

Plaintiff,

v.

XEROX CORPORATION,

Defendant.

Civil Action No.: 6:19-CV-06036-EAW-MWP

(Consolidated with 6:19-cv-06665-EAW)

**PLAINTIFF MIDWEST ATHLETICS AND SPORTS ALLIANCE LLC'S
NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that Plaintiff Midwest Athletics and Sports Alliance LLC (“MASA”) appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment in the above-captioned case, dated September 29, 2022 (Dkt. No. 289), 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 Decision and Order regarding motions for summary judgment, motions to strike and motions to exclude expert opinions (Dkt. No. 288);
- the Decision and Order regarding claim construction (Dkt. No. 185);
- the Decision and Order adopting the Special Master’s Recommendation regarding case narrowing (Dkt. No. 204);
- the Special Master’s Recommendation regarding case narrowing (Dkt. No. 149) and all subsidiary Recommendations (e.g., Dkt. No. 149); and
- the Decision and Order regarding MASA’s motion to amend the complaint and its final infringement contentions (Dkt. No. 213).

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

Dated: October 19, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, Cristina Martinez, hereby certify that on October 19, 2022, I caused the foregoing NOTICE OF APPEAL to be served via CM/ECF, with copies of the materials sought to be sealed served via e-mail on the following counsel:

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