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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

GAMEVICE, INC.,

Plaintiff,

v.

NINTENDO CO., LTD., and NINTENDO OF
AMERICA INC.,

Defendants.

NINTENDO OF AMERICA INC.,

Counter-Claimant,

v.

GAMEVICE, INC.,

Counter-Defendant.

CASE NO. 3:18-cv-1942-RS

**PLAINTIFF GAMEVICE, INC.'S
NOTICE OF APPEAL**

Judge: Hon. Richard Seeborg

1 Notice is hereby given that Plaintiff in the above-captioned action, Gamevice, Inc., appeals to
2 the United States Court of Appeals for the Federal Circuit from the Amended Final Judgment,
3 entered in this case on November 21, 2023 (Dkt. No. 274), and all orders, rulings, findings, and
4 conclusions underlying or relating to that judgment, including but not limited to:

- 5 • the Order Denying Gamevice's Motion for Summary Judgment and Granting Nintendo's
6 Motion for Summary Judgment, entered on October 31, 2023 (Dkt. No. 270);
- 7 • the Order Granting in Part and Denying in Part 230 Motion for Summary Judgment, entered
8 on March 14, 2023 (Dkt. No. 245); and
- 9 • the Order Construing Claims and Requesting Supplemental Briefing Re: 230 Motion for
10 Summary Judgment, entered on January 19, 2023 (Dkt. No. 241).

11 Payment in the amount of \$605, representing the \$600 docketing fee required by 28 U.S.C.
12 §1913 and the \$5 filing fee required by 28 U.S.C. § 1917, will accompany the filing of this Notice of
13 Appeal.

14
15 Dated: December 19, 2023

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

17 By: /s/ Smith R. Brittingham IV
18 Smith R. Brittingham IV
Attorneys for Plaintiff Gamevice, Inc.