

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

| | | |
|-----------------------------|---|----------------------|
| MAGSIL CORPORATION and |) | |
| MASSACHUSETTS INSTITUTE OF |) | |
| TECHNOLOGY, |) | |
| |) | |
| Plaintiffs, |) | |
| |) | C.A. No. 08-940 (HB) |
| v. |) | |
| |) | |
| SEAGATE TECHNOLOGY, ET AL., |) | |
| |) | |
| Defendants. |) | |

NOTICE OF APPEAL

Notice is hereby given that Plaintiffs MagSil Corporation and Massachusetts Institute of Technology in the above-named case hereby appeal to the United States Court of Appeals for the Federal Circuit from the Judgment entered in this action on February 16, 2011 (D.I. 629), and from any other judgments, orders, opinions, and rulings pertinent or ancillary to the foregoing, including the Memorandum (D.I. 627) and Order (D.I. 628), each of which was entered on February 16, 2011, and which granted summary judgment in favor of Defendants Hitachi Global Storage Technologies Inc., Hitachi America Ltd., Hitachi Data Systems Corporation, and Shenzhen ExcelStor Technology, Ltd., and including the Report to the Commission of Patents and Trademarks and attached Judgment (D.I. 630, 630-1), also entered on February 16, 2011.

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February 16, 2011
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Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on February 16, 2011, 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:

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I further certify that I caused to be served copies of the foregoing document on February 16, 2011, upon the following in the manner indicated:

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