IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MISSOURI

WELD RACING, L.L.C.,)	
Pla) intiff,)
V.)
ULTRA WHEEL COMPANY, INC.,	
De) efendant)

Case No. 09-0391-CV-W-GAF

NOTICE OF APPEAL

Notice is hereby given that Weld Racing, L.L.C. in the above-named case hereby

appeals to the United States Court of Appeals for the Federal Circuit from the Judgment in a

Civil Case entered in this action on June 1, 2011.

Respectfully submitted,

By: <u>/s/ James J. Kernell</u> James J. Kernell, MO Bar #48,850 ERICKSON, KERNELL, DERUSSEAU & KLEYPAS, LLC 800 West 47th Street, Suite 401 Kansas City, Missouri 64112 Telephone: 816-753-6777 Facsimile: 816-753-6888 Email: jjk@kcpatentlaw.com R. Mark Nasteff, Jr., MO Bar #38,015 MITCHELL, KRISTL & LIEBER, P.C. 1220 Washington, Third Floor Kansas City, Missouri 64105-2245 Telephone: 816-472-7788 Facsimile: 816-472-1956 Email: marknasteff@mkllaw.com

Attorneys for Appellant Plaintiff Weld Racing, L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that on July 1, 2011, the foregoing Notice of Appeal was filed

electronically with the Clerk of the Court to be served by operation of the Court's electronic filing

system upon David Robert Barnard and Travis W. McCallon of Lathrop & Gage, and Brian K.

Brookey, Richard A. Wallen and Steven E. Lauridsen of Christie Parker & Hale, LLP.

/s/ James J. Kernell