

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

RFID TRACKER LTD.,

Plaintiff

v.

WAL-MART STORES, INC.; THE  
GILLETTE COMPANY; &  
TARGET CORPORATION;

Defendants

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Case No. 6:06cv363

**JURY TRIAL DEMANDED**

**NOTICE OF APPEAL**

Notice is hereby given that RFID Tracker, Ltd., Plaintiff in the above named case, hereby appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment Under Rule 58 of the Federal Rules of Civil Procedure entered in this action by Judge Leonard Davis on March 19, 2008 (Docket No. 154) pursuant to the Court's Order Granting the Supplement to The Gillette Company's Renewed Motion for Summary Judgment of Non-infringement and entering judgment in favor of Defendants. This Court's finding of non-infringement with respect to U.S. Patent Number 5,130,792 is thus ripe for appeal.

Date: January 11, 2008

Respectfully submitted,

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ATTORNEYS FOR PLAINTIFF

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on April 18, 2008. Any other counsel of record will be served by first class U.S. mail.