

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

PRESSURE PRODUCTS MEDICAL  
SUPPLIES, INC.,

Plaintiff/Counter-Defendant.

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QUAN EMERTEQ CORP.  
d/b/a ENPATH MEDICAL,

Defendant/Counter-Plaintiff.

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Civil Action No. 9:06-CV-121

## JURY TRIAL

Judge Ron Clark

Magistrate Judge Keith F. Giblin

**QUAN EMERTEQ CORP. d/b/a ENPATH MEDICAL'S  
NOTICE OF APPEAL**

Pursuant to Federal Rule of Appellate Procedure 3, Quan Emerteq Corp. d/b/a Enpath Medical (“Enpath”) hereby gives notice that Enpath appeals to the United States Court of Appeals for the Federal Circuit from the Final Judgment entered in this action on August 18, 2008 (Docket No. 246) and the Amended Final Judgment (Docket No. 248). Enpath also appeals from any and all other orders, rulings, findings and/or conclusions of the Court adverse to Enpath, including but not limited to, the following:

<b><u>Entry Date</u></b>	<b><u>Docket No.</u></b>	<b><u>Description</u></b>
1/14/2008	80	Order denying Enpath's Motion for Leave to File Amended Answer and Counterclaims and to Add a Party
3/19/2008	89	Memorandum Opinion and Order construing claim terms of U.S. Patent Nos. 5,125,904 and 5,312,355.
6/10/2008	183	Minute Entry – Oral Order Supplementing Claim Construction Order.
6/13/2008	193	Jury instructions.

<u>Entry Date</u>	<u>Docket No.</u>	<u>Description</u>
6/13/1008	194	Jury verdict.
8/18/2008	245	Order denying Enpath's motion for judgment as a matter of law or, in the alternative, new trial.

Dated: September 15, 2008

Respectfully submitted,

/s/ Chris L. Gilbert

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**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was served on all counsel of record in accordance with the Federal Rules of Civil Procedure and the Local Court Rules of the United States District Court for the Eastern District of Texas, on this 15<sup>th</sup> day of September, 2008.

/s/ Chris L. Gilbert