# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

BELDEN TECHNOLOGIES, INC. and BELDEN CDT (CANADA) INC.  Plaintiffs,	) ) Civil Action No. 08-063-SLR )
v.	)
SUPERIOR ESSEX INC., and SUPERIOR ESSEX COMMUNICATIONS LP	) JURY TRIAL DEMANDED )
Defendants.	)

## NOTICE OF APPEAL

Notice is hereby given that Plaintiffs Belden Technologies, Inc. and Belden CDT (Canada) Inc. hereby appeal to the United States Court of Appeals for the Federal Circuit from the August 12, 2011 Order (D.I. 311) on Plaintiffs' motion for a permanent injunction and any and all rulings or orders upon which that Order was based.

Plaintiffs specifically reserve the right to later appeal other of the Court's rulings and orders, including, without limitation, those rulings contained in the Court's August 12, 2011 Order (D.I. 311) – and any prior rulings or orders on which they depend – which are presently unripe for appeal in view of the Court's grant of Plaintiffs' motion for a new trial. (*See id.*)

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Dated: September 12, 2011

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### **CERTIFICATE OF SERVICE**

I, Adam W. Poff, hereby certify that on September 12, 2011, the foregoing document was electronically filed with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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I further certify that on September 12, 2011, I caused a copy of the foregoing document to be served by e-mail on the above-listed counsel of record and on the following non-registered participants in the manner indicated:

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