

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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|---|---|------------------------------------|
| AKAMAI TECHNOLOGIES, INC., and MASSACHUSETTS INSTITUTE OF TECHNOLOGY, |) | |
| |) | |
| Plaintiffs, |) | |
| vs. |) | Civil Action No. 06-cv-11109 (RWZ) |
| |) | |
| LIMELIGHT NETWORKS, INC., |) | |
| |) | |
| Defendant. |) | |

NOTICE OF APPEAL

Notice is hereby given that Akamai Technologies, Inc. and Massachusetts Institute of Technology (collectively, "Akamai"), plaintiffs in the above-named case, hereby appeal to the United States Court of Appeals for the Federal Circuit from this Court's Memorandum and Order, dated April 24, 2009, granting judgment as a matter of law with respect to Akamai's assertion that defendant Limelight Networks, Inc. ("Limelight") infringes U.S. Patent No. 6,108,703; this Court's Order at the Pretrial Conference on February 5, 2008, granting summary judgment dismissing Akamai's assertion that U.S. Patent No. 6,553,413 is infringed by Limelight; this Court's Order Regarding Claim Construction, dated June 29, 2007, including, without limitation, the Court's construction of the terms denominated Term 1 and Term 4 in that Order and from the resulting dismissal, without prejudice to Akamai's right of appeal, of Akamai's assertion that U.S. Patent No. 7,103,645 is infringed by Limelight; from the Judgment

that will enter as a result of any of those Orders; and from all other Orders entered by the Court in the above case that are appealable by Akamai.

Respectfully submitted,

AKAMAI TECHNOLOGIES, INC., and
MASSACHUSETTS INSTITUTE OF
TECHNOLOGY

By their attorneys,

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Dated: May 26, 2009

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on May 26, 2009, via electronic mail.

/s/ G. Mark Edgerton
G. Mark Edgerton