

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

APELDYN CORPORATION,

Plaintiff,

v.

Civil Action No. 08-568-SLR

SAMSUNG ELECTRONICS CO., LTD. and
SAMSUNG ELECTRONICS AMERICA,
INC.,

Defendants.

NOTICE OF APPEAL

Plaintiff Apeldyn Corporation (“Apeldyn”) hereby gives notice that it appeals to the United States Court of Appeals for the Federal Circuit from (1) the Memorandum Opinion (D.I. 155) and Order (D.I. 156), entered on September 30, 2009, granting the motion of Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Samsung”) to disqualify R. Tyler Goodwin, IV and McKenna Long & Aldridge LLP as counsel for Apeldyn against Samsung; and from (2) the Memorandum Opinion (D.I. 254) and Order (D.I. 255), entered on March 12, 2010, denying Apeldyn’s motion for reconsideration or, in the alternative, for certification under 28 U.S.C. § 1292(b) or for entry of judgment pursuant to Fed. R. Civ. P. 54(b).). The appellees in this appeal are Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc.

January 18, 2012

BAYARD, P.A.

/s/ Richard D. Kirk

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