

Matthew D. Murphey, Esq. (SBN 194111)
 TROUTMAN SANDERS LLP
 11682 El Camino Real, Suite 400
 San Diego, CA 92130-2092
 E-mail: matt.murphey@troutmansanders.com
 Telephone: (858) 509-6000
 Facsimile: (858) 509-6040

Paul E. McGowan, Esq. (Admitted *Pro Hac Vice*)
 TROUTMAN SANDERS LLP
 600 Peachtree St., N.E., Suite 5200
 Atlanta, GA 30308-2216
 E-mail: paul.mcgowan@troutmansanders.com
 Telephone: (404) 885-3000
 Facsimile: (404) 885-3900

Attorneys for Plaintiff and Cross-Defendant
 SEIRUS INNOVATIVE ACCESSORIES, INC.

**UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF CALIFORNIA**

SEIRUS INNOVATIVE ACCESSORIES,
 INC., a Utah corporation,

Plaintiff,

v.

GORDINI USA, INC., *et al.*,

Defendants.

AND RELATED COUNTERCLAIMS.

Case No. 10-CV-0892-H (WMC)

**PLAINTIFF AND COUNTER-DEFENDANT
 SEIRUS INNOVATIVE ACCESSORIES,
 INC.'S NOTICE OF APPEAL TO THE
 UNITED STATES COURT OF APPEALS
 FOR THE FEDERAL CIRCUIT**

Hon. Marilyn L. Huff
 Courtroom 13

NOTICE IS HEREBY GIVEN, pursuant to Fed. R. App. P. 3 and 4(a)(1), that Plaintiff and Counter-Defendant Seirus Innovative Accessories, Inc. ("Seirus") appeals to the United States Court of Appeals for the Federal Circuit from this Court's entry of Final Judgment in the above-captioned case entered in this proceeding on April 9, 2012 (Dkt. No. 73) (the "Judgment"), a copy of which is attached. Seirus also appeals from any and all rulings, decisions, and opinions that are related to the Judgment, that shaped the Judgment, and/or upon which the Judgment is based, to the extent they are adverse to Seirus, including (without limitation) the following:

1. Claim Construction Order for United States Patent Number 5,214,804 and Patent No. 6,272,690, entered January 9, 2012 (Dkt. No. 44);
2. Order (1) Granting Defendant's Motion for Summary Judgment Regarding Seirus' '804 and '690 Patents; (2) Granting Defendant's Motion for Summary Judgment Regarding Trade Dress; (3) Granting Defendant's Motion for Summary Judgment Regarding False Designation of Origin and Unfair Competition Causes of Action Under the Lanham Act and California Law; and (4) Granting Defendant's Request for Judicial Notice, entered February 2, 2012 (Dkt. No. 60); and
3. Amended Order (1) Granting Defendant's Motion for Summary Judgment Regarding Seirus' '804 and '690 Patents; (2) Granting Defendant's Motion for Summary Judgment Regarding Trade Dress; (3) Granting Defendant's Motion for Summary Judgment Regarding False Designation of Origin and Unfair Competition Causes of Action Under the Lanham Act and California Law; and (4) Granting Defendant's Request for Judicial Notice, entered February 3, 2012 (Dkt. No. 61).

Dated: May 7, 2012.

TROUTMAN SANDERS LLP

By: s/ Matthew D. Murphey
 Matthew D. Murphey, Esq.
 Email: matt.murphey@troutmansanders.com
 Attorneys for Plaintiff/Counterdefendant
 SEIRUS INNOVATIVE ACCESSORIES, INC.

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 Southern District of California Local Rules on May 7, 2012. Any other counsel of record will be served with a true and correct copy of the foregoing by mail or facsimile.

Kenneth F. Florek
 Florek & Endres PLLC
 Attorneys for Defendant Gordini U.S.A., Inc.
 1156 Avenue of the Americas
 New York, NY 10036
 Telephone: 212.997.1000
 Facsimile: 212.997.1060
 E-mail: kflorek@feiplaw.com

/s/Matthew D. Murphey
 MATTHEW D. MURPHEY