

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

MONDIS TECHNOLOGY LTD.,

Plaintiff,

v.

HON HAI PRECISION INDUSTRY CO., LTD.
a/k/a FOXCONN, CHIMEI INNOLUX CORP.,
and INNOLUX CORPORATION.

Defendants.

HON HAI PRECISION INDUSTRY CO., LTD.,

Third Party Plaintiff,

v.

LITE-ON TRADING USA, INC., TPV TECH.,
LTD., and TPV INT'L (USA), INC.,

Third Party Defendants,

and

MONDIS TECHNOLOGY, LTD.,

Plaintiff,

v.

TOP VICTORY ELECTRONICS (TAIWAN)
CO., LTD., ET AL.,

Defendants..

Case No. 2:07-CV-565 TW-CE

Consolidated with

Case No. 2:08-CV-478 (TJW)

NOTICE OF APPEAL TO THE
UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT

Notice is hereby given that Defendants Chimei Innolux Corp. and Innolux Corporation (collectively, “CMI”) in the above-named case hereby appeal to the United States Court of Appeals for the Federal Circuit from the Final Judgment (Dkt. No. 664) and Amended Final Judgment (Dkt. No. 666), entered in this action on August 30, 2011, and from all interlocutory orders preceding that judgment, including without limitation:

- the Memorandum Opinion and Order on claim construction (Dkt. No. 282), entered in this action on January 24, 2011;
- the Order on the parties’ motions to reconsider Magistrate Judge Everingham’s Memorandum Opinion and Order on Claim Construction (Dkt. No. 422), entered in this action on May 9, 2011;
- the Order on the parties’ motions *in limine* (Dkt. No. 528), entered in this action on June 3, 2011;
- the Order on Innolux and Hon Hai’s Motion for Partial Summary Judgment on Issues Related to Non-Infringement and on Defendants’ Motion for Summary Judgment that the Asserted Claims of the ‘090 Patent Family are Not Valid (Dkt. No. 540), entered in this action on June 9, 2011;
- the Memorandum Opinion and Order granting-in-part and denying-in-part Defendants’ *Daubert* Motions to exclude Dr. Magee (Dkt. No. 555), entered in this action on June 14, 2011;
- the Amended Order on the parties’ motions *in limine* (Dkt. No. 561), entered in this action on June 16, 2011;

- the Order on certain pending motions (Dkt. No. 562), entered in this action on June 16, 2011;
- the Order on Defendants' Motion in Limine and Evidence Exclusion Regarding Proposed Stipulation of Infringement (Dkt. No. 568), entered in this action on June 17, 2011; and
- the Memorandum and Order denying Innolux's Motion to Compel (Dkt. No. 658), entered in this action on August 22, 2011;

and from the post-judgment Memorandum Opinion and Order denying CMI's motion for JMOL of invalidity and CMI's motion for JMOL of non-infringement, and granting Mondis's Motion for JMOL that all asserted claims are infringed and granting-in-part Mondis's motion for JMOL or a new trial with respect to claim 25 of the '088 Patent (Dkt. No. 662), entered in this action on August 29, 2011.

Dated: September 28, 2011

Respectfully submitted,

/s/ James P. Brogan

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INNOLUX CORP.

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). Therefore, this document was served on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(a)(3)(A). Pursuant to Fed. R. Civ. P. 5(d) and Local Rule CV-5(e), all other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing by facsimile and/or U.S. First Class Mail.

Dated: September 28, 2011

/s/ James P. Brogan
COOLEY LLP

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