

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

LMK ENTERPRISES, INC. and
LMK PIPE RENEWAL, LLC,

Plaintiffs,

Case No. 8:08-CV-00811-EAK-TGW

v.

PERMA-LINER INDUSTRIES, INC.,

Defendant.

_____ /

NOTICE OF APPEAL

Notice is hereby given that Defendant, Perma-Liner Industries, Inc., hereby appeals to the United States Court of Appeals for the Federal Circuit from (i) the Order granting Plaintiffs' Motion for Contempt Order entered in this action on September 30, 2010; and (ii) the Order directing Perma-Liner Industries, Inc. to immediately cease the sale of either version of the InnerSeal System, entered in this action on October 14, 2010.

[Attorney Signature Block Appears on the Following Page]

Dated: October 22, 2010

Respectfully submitted,

/s/ Allison M. Gluvna

Suzette Marteny

Fla. Bar No. 668591

smarteny@bayshorelawgroup.com

BAYSHORE LAW GROUP, PLLC

400 N. Ashley Drive

Suite 2010

Tampa, FL 33602

(813) 225-1100 (telephone)

(813) 225-1108 (facsimile)

Lead Counsel for Defendant

Perma-Liner Industries, Inc.

– and –

Richard J. Mockler

Fla. Bar No. 563986

richard@mocklerlaw.com

Allison M. Gluvna

Fla. Bar No. 041075

allison@mocklerlaw.com

RICHARD J. MOCKLER, P.A.

305 S. Magnolia Ave.

Tampa FL 33606

(813) 443-4634 (telephone)

(813) 413-7631 (facsimile)

Co-Counsel for Defendant

Perma-Liner Industries, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on October 22, 2010, the foregoing was electronically filed with the Clerk of Court via the CM/ECF system, which will send a notice of electronic filing to counsel of record.

/s/ Allison M. Gluvna

Allison M. Gluvna