

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHRIMAR SYSTEMS, INC.)	Civil Action No. 2:06-cv-13936-AC
d/b/a CMS TECHNOLOGIES, INC.,)	
)	Honorable Avern Cohn
Plaintiff,)	
v.)	
)	NOTICE OF APPEAL TO THE
FOUNDRY NETWORKS, INC.,)	UNITED STATES COURT OF APPEALS
)	FOR THE FEDERAL CIRCUIT
<u>Defendant.</u>)	

NOTICE IS HEREBY GIVEN that Plaintiff ChriMar Systems, Inc. d/b/a/ CMS Technologies, Inc. in the above named case hereby appeals to the United States Court of Appeals for the Federal Circuit from:

1. Dkt. 235 08-01-12 Final Judgment
2. Dkt. 234 08-01-12 Memorandum And Order Granting Defendant's Motion For Summary Judgment Of Invalidity (Doc. 143) And Dismissing Case
3. Dkt. 237 08-16-12 Report And Recommendation Of Expert Advisor To The Court Regarding Foundry Networks, Inc.'s Motions For Summary Judgment Of Invalidity
4. Dkt. 221 10-31-11 Order Appointing Expert Advisor
5. Dkt. 210 05-02-11 Report And Recommendation Of Special Master Regarding Foundry Networks, Inc.'s Motion For Summary Judgment finding Claims 14 and 17 invalid
6. Dkt. 139 08-30-10 Memorandum And Order Adopting Report And Recommendations Of Special Master (Doc. 127) And Granting Defendant's Motion For Application Of Collateral Estoppel To Bind Plaintiff To Fact Issues Decided Regarding "Green Book" And The "AMD Application Note" Prior Art, And Invalidity Of Claim 1 Of The '260 Patent (Doc. 89)
7. Dkt. 128 04-26-10 Revised Report And Recommendation Of Special Master Concerning Defendants' Motion For Summary Judgment Of Noninfringement Of Claims 16 And 17 Of The '260 Patent Due To Collateral Estoppel

8. Dkt. 127 04-23-10 Revised Report And Recommendation Of Special Master Concerning Defendants' Motion For Application Of Collateral Estoppel To "Green Book" And "AMD Application Note" Prior Art References
9. Dkt. 112 12-16-09 Report And Recommendation Of Special Master Concerning Defendants' Motion For Summary Judgment Of Noninfringement Of Claims 16 And 17 Of The '260 Patent Due To Collateral Estoppel
10. Dkt. 111 12-16-09 Report And Recommendation Of Special Master Concerning Defendants' Motion For Application Of Collateral Estoppel To "Green Book" And "AMD Application Note" Prior Art References

Respectfully submitted,

by /s/ Richard W. Hoffmann
RICHARD W. HOFFMANN (P42352)
Reising Ethington PC
755 West Big Beaver Road, Suite 1850
Troy, Michigan 48084
Telephone: 248.689.3500
Facsimile: 248.689.4071
E-mail: hoffmann@reising.com

Counsel for Plaintiff ChriMar Systems, Inc. d/b/a CMS Technologies, Inc.

Dated: August 30, 2012

CERTIFICATE OF SERVICE

I hereby certify that the foregoing PLAINTIFF CHRIMAR SYSTEMS, INC. d/b/a CMS TECHNOLOGIES, INC.'S NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE FEDERAL CIRCUIT and CERTIFICATE OF SERVICE were electronically filed with the Clerk of the Court using the CM/ECF system the 30th day of August 2012, and that counsel for Defendant is listed on the Court's electronic mailing list for this case and will receive electronic notification of this filing.

/s/Richard W. Hoffmann

RICHARD W. HOFFMANN

Counsel for Plaintiff ChriMar Systems, Inc.

d/b/a CMS Technologies, Inc.