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26 **UNITED STATES DISTRICT COURT**  
27 **SOUTHERN DISTRICT OF CALIFORNIA**  
28

29 PACING TECHNOLOGIES, LLC,

30 Plaintiff,

31 vs.

32 GARMIN INTERNATIONAL, INC. AND  
33 GARMIN USA, INC.,

34 Defendants.

Case No. 3:12-cv-01067 BEN (JLB)

**PLAINTIFF'S AMENDED  
NOTICE OF APPEAL**

**AMENDED NOTICE OF APPEAL**

**NOTICE IS HEREBY GIVEN** that Plaintiff, Pacing Technologies, LLC (“Pacing”), hereby appeals to the United States Court of Appeals for the Federal Circuit from:

1. The Order Granting Summary Judgment of Non-infringement in this action, entered March 3, 2014 (Dkt No. 178), attached hereto as Exhibit A, and from all related prior decisions and orders, including. The Exhibit A Order was previously filed under seal, but pursuant to the parties’ joint motion (Dkt. No. 189) and this Court’s approval, the Order was unsealed (Dkt. No. 190),

2. The Court’s Claim Construction Order in this action, entered on October 15, 2013 (Dkt No. 135), attached hereto as Exhibit B.

Pacing is filing this Amended Notice as a precautionary measure because the Court filed its Entry of Judgment (Dkt. No. 195) pursuant to the parties’ Joint Motion To Enter Judgment filed April 30, 2010 (Dkt. No. 194), after Pacing had filed its original Notice of Appeal on March 28, 2014.

DATED: May 5, 2014

BLANK ROME LLP

By: \s\ Sridavi Ganesan

Sridavi Ganesan

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