

**UNITED STATES DISTRICT COURT
DISTRICT OF NEBRASKA**

EXMARK MANUFACTURING CO., INC.,

Plaintiff,

$$V_{\bullet}$$

BRIGGS & STRATTON POWER
PRODUCTS GROUP, LLC; SCHILLER
GROUNDS CARE, INC.,

Defendants.

Civ. Action No. 8:10-cv-00187-JFB-TDT

NOTICE OF APPEAL

Pursuant to 28 U.S.C. § 1295(a)(1) and Fed. R. App. P. 3 and 4, Defendant Briggs & Stratton Power Products Group, LLC (“Briggs”) hereby respectfully appeals to the United States Court of Appeals for the Federal Circuit from the District Court’s Entry of Judgment dated May 11, 2016 (Dkt. 691) and all underlying Orders, Opinions, Decisions, and Rulings, whether oral or written, including but not limited to the District Court’s: (1) Memorandum and Order on Claim Construction, dated November 29, 2011 (Dkt. No. 156); (2) Memorandum and Order on Summary Judgment Motions, dated July 28, 2015 (Dkt. No. 476); (3) Memorandum and Order on Defendants’ Joint Motions to Exclude the Opinions of Melissa Bennis, Paul Strykowski, and Garry Busboom, dated July 28, 2015 (Dkt. No. 477); (4) Order on the Objective Prong of Willfulness, dated September 4, 2015 (Dkt. No. 564); (5) Memorandum and Order on Motions *In Limine*, dated September 4, 2015 (Dkt. No. 565); (6) Order on Briggs’ Motion for Reconsideration of Indefiniteness, dated September 4, 2015 (Dkt. No. 566); (7) ruling denying Briggs’ Motion for Judgment as a Matter of Law on Willfulness, dated September 15, 2015 (Dkt. No. 615 at 1283:16 - 1284:11); (8) ruling denying Briggs’ Motion for Judgment as a Matter of

Law on Damages, dated September 15, 2015 (Dkt. No. 615 at 1284:12-24); (9) ruling denying Briggs' Renewed Motions for Judgment as a Matter of Law on Willfulness, Infringement, and Damages, dated September 17, 2015 (Dkt. No. 617 at 1661:15 - 1663:4); (10) Memorandum and Order on Briggs' Motion for Judgment of Laches, dated May 11, 2016 (Dkt. No. 687); (11) Memorandum and Order on Briggs' Motion for Judgment as a Matter of Law, Remittitur, and for a New Trial on Damages and Briggs' Motion for Judgment as a Matter of Law or for a New Trial on Willful Infringement, dated May 11, 2016 (Dkt. Nos. 688 and 688-1); and (12) Memorandum and Order on Exmark Manufacturing Co., Inc.'s ("Exmark") Motion for Enhanced Damages and Attorneys' Fees, dated May 11, 2016 (Dkt. No. 689).

Dated: June 9, 2016

Respectfully submitted,

BRIGGS & STRATTON POWER PRODUCTS
GROUP, LLC,

/s/ Marc A. Cohn

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CERTIFICATE OF SERVICE

I certify that on June 9, 2016, a true and correct copy of the foregoing document is being filed via CM-ECF, which will generate Notices of Electronic Filing to all parties or counsel of record on the below Service List:

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