

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WISCONSIN**

[illegible]

# PLAINTIFFS' NOTICE OF APPEAL

Notice is hereby given that the plaintiffs in the above-named case, Ultratec, Inc. and CapTel, Inc. (“Plaintiffs”), appeal to the United States Court of Appeals for the Federal Circuit from the Amended Judgment in a Civil Case dated October 3, 2016 (“Amended Judgment”), entering judgment in favor of the defendants, Sorenson Communications, Inc. and CaptionCall, LLC (“Defendants”). (Dkt. 707). Plaintiffs also appeal from any and all other judgments, orders, opinions, rulings, and findings pertinent or ancillary to the Amended Judgment, including, but not limited to, the following:

- The Court’s grant of Defendants’ motion for judgment as a matter of law on invalidity (Dkt. 706);
- The Court’s denial of Plaintiffs’ motion for a limited permanent injunction (Dkt. 706);
- The Court’s denial of Plaintiffs’ motion to alter or amend the judgment (Dkt. 706);
- The Court’s denial of Plaintiffs’ motion for bill of costs (Dkt. 706);

- The Court's grant of Defendants' motion for judgment as a matter of law on willfulness (Dkt. 562);
- The Court's grant of Defendants' motion for judgment as a matter of law on the CapTel trials as prior art (Dkt. 586, at 28:14-48:18 & 167:19-178:3);
- The Court's partial denial of Plaintiffs' motions in limine (Dkt. 503);
- The Court's partial grant of Defendants' motions in limine (Dkt. 503); and
- Any other ruling adversarial to Plaintiffs during the course of the trial.

Dated this 28th day of October, 2016.

Respectfully submitted,

/s/ Anthony A. Tomaselli

Anthony A. Tomaselli

[aat@quarles.com](mailto:aat@quarles.com)

Kristin Graham Noel

[kgn@quarles.com](mailto:kgn@quarles.com)

Matthew J. Duchemin

[matthew.duchemin@quarles.com](mailto:matthew.duchemin@quarles.com)

Martha Jahn Snyder

[martha.snyder@quarles.com](mailto:martha.snyder@quarles.com)

Anita Marie Boor

[anita.boor@quarles.com](mailto:anita.boor@quarles.com)

QUARLES & BRADY LLP

33 East Main Street, Suite 900

Madison, WI 53703

Tel.: 608.251.5000

Fax: 608.251.9166

Nikia L. Gray

[nikia.gray@quarles.com](mailto:nikia.gray@quarles.com)

QUARLES & BRADY LLP

1701 Pennsylvania Avenue NW, Suite 700

Washington, D.C. 20006

Tel.: 202.372.9600

Brandon M. Krajewski

[brandon.krajewski@quarles.com](mailto:brandon.krajewski@quarles.com)

QUARLES & BRADY LLP

411 East Wisconsin Avenue, Suite 2400

Milwaukee, Wisconsin 53202

Tel.: 414.277.5000

Fax: 414.978.8326

***Attorneys for Plaintiffs Ultratec, Inc. and  
CapTel, Inc.***

**CERTIFICATE OF SERVICE**

I hereby certify that on October 28, 2016, I electronically filed the foregoing with the Clerk of Court using the Court's CM/ECF system, which will send notification of such filing to all counsel of record.

Dated: October 28, 2016

/s/ Anthony A. Tomaselli