

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PARALLEL NETWORKS LICENSING, LLC,)
)
Plaintiff,)
)
v.)
) C.A. No. 13-2072 (KAJ) (SRF)
INTERNATIONAL BUSINESS MACHINES)
CORPORATION,)
)
Defendant.)

**DEFENDANT INTERNATIONAL BUSINESS MACHINES CORP.’S
NOTICE OF CROSS-APPEAL**

In response to Plaintiff Parallel Networks Licensing, LLC’s notice of appeal filed May 15, 2017 (D.I. 418), notice is hereby given that Defendant International Business Machines Corp. cross-appeals to the United States Court of Appeals for the Federal Circuit from the final judgment of no invalidity entered by the District Court in this action on April 27, 2017 (D.I. 413); from any and all underlying and/or interlocutory decisions, orders, findings, or conclusions of the District Court decided adversely to IBM relating to, pertinent to, or ancillary to the judgment, both written and oral, including but not limited to those in the District Court’s Memorandum Opinion and Order granting-in-part Parallel Networks’ Motion for Summary Judgment, dated February 22, 2017 (D.I. 366-367); and from the District Court’s Memorandum and Order denying IBM’s Motion for Sanctions, dated September 10, 2015 (D.I. 250-251).

The docketing fee of \$500 required by 28 U.S.C. § 1913, and the Notice of Appeal fee of \$5 required by 28 U.S.C. § 1917, totaling \$505, are submitted herewith.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

/s/ Jeremy A. Tigan

Jack B. Blumenfeld (#1014)

Rodger D. Smith II (#3778)

Jeremy A. Tigan (#5239)

1201 North Market Street

P.O. Box 1347

Wilmington, DE 19899

(302) 658-9200

jblumenfeld@mnat.com

rsmith@mnat.com

jtigan@mnat.com

*Attorneys for Defendant International
Business Machines Corporation*

OF COUNSEL:

John M. Desmarais

Jon T. Hohenthauer

Andrew G. Heinz

Jeffrey S. Seddon II

William D. Findlay

Richard M. Cowell

Adam Steinmetz

DESMARAIS LLP

230 Park Avenue

New York, NY 10169

(212) 351-3400

May 26, 2017

CERTIFICATE OF SERVICE

I hereby certify that on May 26, 2017, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on May 26, 2017, upon the following in the manner indicated:

Adam W. Poff, Esquire
James M. Lennon, Esquire
Pilar G. Kraman, Esquire
YOUNG CONAWAY STARGATT & TAYLOR, LLP
1000 North King Street
Wilmington, DE 19801
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Douglas Cawley, Esquire
Christopher Bovenkamp, Esquire
Eric S. Hansen, Esquire
Avery R. Williams, Esquire
Justin W. Allen, Esquire
MCKOOL SMITH, PC
300 Crescent Court, Suite 1500
Dallas, TX 75201
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Angela M. Vorpahl, Esquire
MCKOOL SMITH, PC
1 Bryant Park, 47th Floor
New York, NY 10036
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

Leah Bhimani Buratti, Esquire
John B. Campbell, Esquire
MCKOOL SMITH, PC
300 West 6th Street, Suite 1700
Austin, TX 78701
Attorneys for Plaintiff

VIA ELECTRONIC MAIL

/s/ Jeremy A. Tigan

Jeremy A. Tigan (#5239)