IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

	-X
PRISM TECHNOLOGIES LLC,	: : Civil Action No. 8:12-cv-123-LES-TDT
Plaintiff,	:
v.	
SPRINT SPECTRUM L.P. D/B/A SPRINT PCS,	
Defendant.	: :
	-Y

Notice is hereby given that plaintiff Prism Technologies, LLC ("Prism") appeals to the United States Court of Appeals for the Federal Circuit from the Order and Judgment of the District Court entered on August 8, 2017 (ECF No. 636; *see also* Memorandum Opinion, ECF No. 635), which granted Sprint's motion for relief from judgment (ECF No. 621) and denied Prism's motion to lift the stay and enforce the judgment (ECF No. 615), and all rulings, proceedings, orders, findings, and decisions (whether oral or written) that merge therein or are pertinent, ancillary, interlocutory or subsequent thereto, or that underlie the Order and Judgment. This includes, but is not limited to, the following:

- 1. The Order granting Sprint's motion for relief from judgment, entered on August 8, 2017 (ECF No. 636; *see also* Memorandum Opinion, ECF No. 635);
- 2. The Order denying Prism's motion to lift the stay and enforce the judgment, entered on August 8, 2017 (ECF No. 636; *see also* Memorandum Opinion, ECF No. 635);
- 3. The Order denying Prism's motion to alter or amend the judgment pursuant to Fed. R. Civ. P. 59, entered on September 27, 2017 (ECF No. 642); and

4. The Order granting Sprint's motion to file a sur-reply in response to Prism's motion to lift stay and enforce the judgment, entered on August 8, 2017 (ECF No. 636; *see also* Memorandum Opinion, ECF No. 635).

Dated: October 9, 2017

Koley Jessen P.C., L.L.O.

Michael C. Cox, Esq. (17588) Daniel J. Fischer, Esq. (22272) 1125 S. 103rd St., Suite 800 Omaha, NE 68124

Tel: (402) 390-9500 Fax: (402) 390-9005

mike.cox@koleyjessen.com dan.fischer@koleyjessen.com Respectfully submitted,

By: /s/ Cristina Martinez.

Kramer Levin Naftalis & Frankel LLP

Jonathan S. Caplan, Esq. Mark A. Baghdassarian, Esq. Aaron M. Frankel, Esq. Marcus A. Colucci, Esq. Cristina Martinez, Esq. Matthew W. Olinzock, Esq. 1177 Avenue of the Americas

New York, NY 10036 Tel: 212.715.9100 Fax: 212.715.8000

jcaplan@kramerlevin.com mbaghdassarian@kramerlevin.com

afrankel@kramrelevin.com mcolucci@kramerlevin.com cmartinez@kramerlevin.com molinzock@kramerlevin.com

Prism Technologies LLC

André J. Bahou, Esq. Vice President & Chief IP Officer 878 Arlington Heights Dr., Suite 400 Brentwood, TN 37027 Tel: (615) 712-6580

Tel: (615) 712-6580 Fax: (402) 578-1447 aj.bahou@prsmip.com Kramer Levin Naftalis & Frankel LLP

Paul Andre, Esq. Lisa Kobialka, Esq. Aakash Jariwala, Esq. 990 Marsh Road Menlo Park, CA 94025 Tel: 650.752.1700 Fax: 650.752.1810

pandre@kramerlevin.com lkobialka@kramerlevin.com ajariwala@kramerlevin.com

Attorneys for Plaintiff Prism Technologies LLC

Attorney for Plaintiff Prism Technologies LLC

CERTIFICATE OF SERVICE

I hereby certify that the District Court and all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system on this 9th day of October 2017.

<u>s/ Cristina Martinez</u>Cristina Martinez