

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

BOS GMBH & CO. KG and BOS  
AUTOMOTIVE PRODUCTS, INC.,

Plaintiffs,

v.

MACAUTO USA, INC. and MACAUTO  
INDUSTRIAL CO., LTD.,

Defendants.

Case No. 17-10461  
Hon. Terrence G. Berg

**BOS'S NOTICE OF APPEAL**

Plaintiffs BOS GmbH & Co. KG and BOS Automotive Products, Inc. (collectively, "BOS") hereby appeal to the United States Court of Appeals for the Federal Circuit from the Judgment entered by this Court on March 19, 2021 (ECF No. 91), and from any and all orders adverse to BOS preceding or underlying the Judgment, including but not limited to the Opinion and Order Granting Macauto's Motion for Summary Judgment and Denying BOS's Motion for Summary Judgment (ECF No. 83), and from any and all other underlying and/or interlocutory decisions, opinions, orders, findings, or conclusions of the Court adverse to BOS relating to, pertinent to, leading to, or ancillary to the Judgment.

Payment of the docketing and filing fees of \$505.00 has been made as required by Federal Circuit Rule 52 and 28 U.S.C. §§ 1913 and 1917.

Dated: March 25, 2021

Respectfully submitted,

By: /s/ Fred K. Herrmann  
Fred K. Herrmann (P49519)  
KERR, RUSSELL AND WEBER, PLC  
500 Woodward Ave., Suite 2500  
Detroit, MI 48226  
Phone: (313) 961-0200  
Fax: (313) 961-0388  
fherrmann@kerr-russell.com

Mark M. Supko  
Jeffrey D. Sanok  
Joshua M. Rychlinski  
CROWELL & MORING LLP  
1001 Pennsylvania Avenue, NW  
Washington, DC 20004  
Phone: (202) 624-2500  
Fax: (202) 628-5116  
msupko@crowell.com  
jsanok@crowell.com  
jrychlinski@crowell.com

Scott L. Bittman  
CROWELL & MORING LLP  
590 Madison Avenue, 20th Floor  
New York, NY 10022  
Phone: (212) 895-4223  
Fax: (212) 223-4134  
sbittman@crowell.com

*Attorneys for Plaintiffs*  
*BOS GmbH & Co. KG and*  
*BOS Automotive Products, Inc.*

### **CERTIFICATE OF SERVICE**

The undersigned counsel of record hereby certifies that a true and correct copy of the foregoing document was filed electronically via the court's CM/ECF system on March 25, 2021, and a copy will be served with the notice of the filing generated and sent electronically via the Court's CM/ECF system on all counsel of record.

Dated: March 25, 2021

By: /s/ Fred K. Herrmann  
Fred K. Herrmann (P49519)  
KERR, RUSSELL AND WEBER, PLC  
500 Woodward Ave., Suite 2500  
Detroit, MI 48226  
Phone: (313) 961-0200  
Fax: (313) 961-0388  
fherrmann@kerr-russell.com