

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

FENNER INVESTMENTS, LTD.,	§	
	§	
<i>Plaintiff,</i>	§	
v.	§	
	§	CASE NO. 6:07-CV-8 LED
MICROSOFT CORPORATION,	§	
NINTENDO COMPANY, LTD.,	§	
NINTENDO OF AMERICA, INC.,	§	
	§	
<i>Defendants.</i>	§	

**PLAINTIFF FENNER INVESTMENTS, LTD.'S
NOTICE OF APPEAL**

Plaintiff Fenner Investments, Ltd. hereby gives notice that it is taking this appeal to the United States Court of Appeals for the Federal Circuit from this Court's Amended Final Judgment entered on July 14, 2009, Final Judgment entered on June 3, 2009, Memorandum Opinion and Order entered on June 3, 2009, and Order Entered on March 16, 2009 (in addition to any prior adverse orders and rulings, including but not limited to this Court's Memorandum Opinion entered on August 22, 2008).

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Plaintiff Fenner Investments, Ltd.'s Notice of Appeal was filed electronically in compliance with Local Rule CV-5(a). As such, this document was served on July 15, 2009, upon all counsel who are deemed to have consented to electronic service per Local Rule CV-5(a)(3)(A).

/s/ Robert M. Chiaviello, Jr.
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