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**UNITED STATES DISTRICT COURT**

**SOUTHERN DISTRICT OF CALIFORNIA**

Woodway USA, Inc.,

Plaintiff,

vs.

LifeCORE Fitness, Inc. d/b/a Assault Fitness,

Defendant.

LifeCORE Fitness, Inc. d/b/a Assault Fitness,

Counterclaim-Plaintiff,

vs.

Woodway USA, Inc.,

Counterclaim-Defendant.

Case No. 3:22-cv-00492-JO-BLM

**WOODWAY USA, INC.'S NOTICE OF APPEAL**

Action Filed: April 11, 2022

EX2088
Woodway USA, Inc.
IPR2024-00083

Pursuant to Federal Rules of Appellate Procedure 3 and 4, notice is hereby given that Plaintiff Woodway USA, Inc. ("Woodway") appeals to the United States Court of Appeals for the Federal Circuit from the Order Granting Defendant's Motion for Summary Judgment and Denying Plaintiff's Motion for Summary Judgment ("Order"), entered in this action by the United States District Court for the Southern District of California on January 30, 2025, (ECF Nos. 175, 179), and the subsequent Judgement in a Civil Case entered on the same day, (ECF No. 176). Woodway seeks review of all findings, decisions, and orders on which the Order and Judgment depend or are based, including the Claim Construction Order entered on November 14, 2023, (ECF No. 59).

This Notice was timely filed within thirty (30) days of the Order and Judgment. This Notice is filed with payment of the docketing and filing fee ($605) required by the United States District Court for the Southern District of California fee schedule (effective December 1, 2023) and Federal Rule of Appellate Procedure 3(e).

DATED: February 7, 2025

/s/ Kadie M. Jelenchick

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