IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-00636-REB-KLM

VIDEO PROFESSOR, INC.,

Plaintiff,

٧.

AMAZON.COM, INC.,

Defendant.

PLAINTIFF VIDEO PROFESSOR, INC.'S NOTICE OF APPEAL

Plaintiff Video Professor, Inc., by and through its attorneys Fairfield and Woods, P.C., hereby gives Notice that it appeals to the United States Court of Appeals for the Tenth Circuit from the Trial Court's April 21, 2010 Order Granting Defendant's Motion for Summary Judgment [Doc. No. 74], and related April 23, 2010 Judgment [Doc. No. 75].

Respectfully submitted this 20th day of May, 2010.

FAIRFIELD AND WOODS, P.C.

By: s/Gregory C. Smith

Gregory C. Smith Kieran A. Lasater

1700 Lincoln Street, Suite 2400

Denver, Colorado 80203

Phone: (303) 830-2400 Email: gsmith@fwlaw.com

klasater@fwlaw.com

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of May, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following email addresses:

Marc C. Levy
Faegre & Benson LLP
1700 Lincoln Street, Suite 3200
Denver, Colorado 80203
Email: mlevy@faegre.com

s/ Julie K. Boling
Julie K. Boling