

Exhibit 1

IPR2016-01157
U.S. Pat. No. 8,407,356

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FACEBOOK, INC.

Petitioner

v.

WINDY CITY INNOVATIONS, LLC

Patent Owner

U.S. Pat. No. 8,407,356

Issue Date: March 26, 2013

Title: REAL TIME COMMUNICATIONS SYSTEM

PATENT OWNER'S NOTICE OF APPEAL

Case No. IPR2016-01157

Pursuant to 35 U.S.C. §§ 141 and 142 and 37 C.F.R. §§ 90.2 and 90.3, Patent Owner Windy City Innovations, LLC hereby provides notice that it appeals to the United States Court of Appeals for the Federal Circuit from the Final Written Decision entered December 6, 2017 (Paper 47) and from all underlying orders, decisions, rulings, and opinions regarding U.S. Patent No. 8,407,356 (the “356 patent”) in Case No. IPR2016-01157. This notice is timely under 37 C.F.R. § 90.3, having been filed within 63 days after the date of the Final Written Decision.

For the limited purpose of providing the Director with the information requested in 37 C.F.R. § 90.2(a)(3)(ii), Patent Owner anticipates that the issues on appeal may include, but are not limited to: the Board’s claim constructions, its application of those constructions, its obviousness determinations including that claims 1–9, 12, 15–28, 31, and 34–37 of the ’356 patent are unpatentable under 35 U.S.C. § 103; the findings, rulings and conclusions supporting or relating to those determinations; and any other issues decided adversely to Patent Owner in any orders, decisions, rulings, or opinions in IPR2016-01157.

Simultaneous with this submission, three (3) copies of this Notice of Appeal are being filed with the Clerk of the United States Court of Appeals for the Federal Circuit and being submitted electronically through the Court’s CM/ECF system, together with the requisite fee in the amount of \$500. In addition, a copy of this

IPR2016-01157
U.S. Pat. No. 8,407,356

Notice of Appeal is being filed with the Patent Trial and Appeal Board and served upon counsel of record for Facebook, Inc.

Respectfully submitted,

Dated: February 7, 2018

/Vincent J. Rubino, III/

Vincent J. Rubino, III (Reg. No. 68,594)
Lead Counsel for Patent Owner
Brown Rudnick LLP
7 Times Square
New York, NY 10036
Tel: 212-209-4800
Fax: 212-209-4801
Email: vrubino@brownrudnick.com

Alfred R. Fabricant (admitted *pro hac vice*)
Peter Lambrianakos (Reg. No. 58,279)
Shahar Harel (Reg. No. 73,203)
Enrique Iturralde (Reg. No. 72,883)
Back-Up Counsel for Patent Owner
Brown Rudnick LLP
7 Times Square
New York, NY 10036
Tel: 212-209-4800
Fax: 212-209-4801

IPR2016-01157
U.S. Pat. No. 8,407,356**CERTIFICATE OF SERVICE**

Pursuant to 37 CFR § 42.6(e)(4) and 37 C.F.R. § 90.2(a)(3)(ii), the undersigned certifies that on February 7, 2018, a true and correct copy of the foregoing the PATENT OWNER'S NOTICE OF APPEAL was served **via email** on the Petitioner by serving the correspondence email addresses of record below:

<p>By Email:</p> <p>Heidi L. Keefe (Reg. No. 40,673) hkeefe@cooley.com zpatdcdocting@cooley.com COOLEY LLP ATTN: Patent Group 1299 Pennsylvania Ave., NW, Suite 700 Washington, DC 20004</p>	<p>By Email:</p> <p>Phillip E. Morton (Reg. No. 57,835) pmorton@cooley.com zpatdcdocting@cooley.com COOLEY LLP ATTN: Patent Group 1299 Pennsylvania Ave., NW, Suite 700 Washington D.C. 20004</p>
<p>By Email:</p> <p>Andrew C. Mace (Reg. No. 63,342) amace@cooley.com zpatdcdocting@cooley.com COOLEY LLP ATTN: Patent Group 1299 Pennsylvania Ave., NW, Suite 700 Washington, DC 20004</p>	<p>By Email:</p> <p>Daniel J. Knauss (Reg. No. 56,393) dknauss@cooley.com zpatdcdocting@cooley.com COOLEY LLP ATTN: Patent Group 1299 Pennsylvania Ave., NW, Suite 700 Washington, DC 20004</p>

Dated: February 7, 2018

/Vincent J. Rubino, III/

Vincent J. Rubino, III (Reg. No. 68,594)
Lead Counsel for Patent Owner
Brown Rudnick LLP
7 Times Square
New York, NY 10036
Tel: 212-209-4800

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.